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OF THE

STATE OF NEBRASKA

(EXTRAORDINARY) SESSION
SIXTY-FOURTH

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SIXTY-FOURTH (EXTRAORDINARY) SESSION

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LEGISLATURE

MEMBERS

VI

Dist.	Name	Address	Occupation	Counties
1	Otto Kotouc, Sr.	Humboldt	Banking	Richardson, Pawnee, Johnson
2	Floyd W. Pohlman	Auburn	Automobile Dealer	Otoe, Nemaha
3	C. E. Metzger	Louisville	Farmer and Stockman	Cass, Sarpy
4	George Syas	Omaha	Machinist	Douglas
5	John Adams, Sr.	Omaha	Attorney and Minister	Douglas
6	Sam Klaver	Omaha	Attorney and Publisher	Douglas
7	Charles F. Tvrdik	Omaha	Accountant	Douglas
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9	Karl E. Vogel	Omaha	Retired Manufacturer	Douglas
10	William Moulton	Omaha	Sales Supervisor	Douglas
11	Earl J. Lee	Fremont	Attorney	Dodge, Washington
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13	Hal Bridenbaugh	Dakota City	Farmer	Dixon, Thurston, Dakota
14	Dwight W. Burney	Hartington	Farmer	Cedar, Knox
15	Charles Wilson	Norfolk	Contractor	Madison, Pierce
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18	Otto H. Liebers	Lincoln	Business and Farming	Lancaster
19	Thomas H. Adams	Lincoln	Attorney	Lancaster
20	Robert McNutt	Lincoln	Attorney at law	Lancaster
21	Joseph P. Shalla	Beatrice	Banker	Gage
22	Ralph W. Hill	Hebron	Mortician	Thayer, Jefferson
23	C. C. Lillibridge	Crete	Dentist	Fillmore, Saline
24	H. K. Diers	Gresham	Merchant	York, Seward

MEMBERS (Concluded)

Dist.	Name	Address	Occupation	Counties
25	R. H. Kreutz	Giltner	Farmer	Clay, Hamilton, Polk
26	Ed F. Lusinski	Columbus	Right of Way and Public Relations	Nance, Platte
27	Glenn Cramer	Albion	Retired Newspaper Man	Boone, Antelope
28	Frank Nelson	O'Neill	Farming and Ranching	Holt, Boyd, Keya Paha, Ro.
29	Hugh Carson	Ord	Farm Operator	Wheeler, Greeley, Valley, Howard
30	H. G. Wellensiek	Grand Island	Lawyer	Hall, Merrick
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32	C. R. Lindgren	Campbell	Farmer and Insurance	Franklin, Webster, Nuckolls
33	George Frazier	Oxford	Automobile Dealer	Harlan, Furnas, Red Willow
34	W. J. Williams	Kearney	Hatcheryman	Buffalo, Sherman
35	K. W. Peterson	Sargent	Implement Dealer	Custer, Loup, Garfield
36	Herbert J. Duis	Gothenburg	Real Estate and Insurance	Dawson, Gosper, Phelps
37	Arthur Carmody	Trenton	Farmer and Realtor	Perkins, Chase, Hayes, Dundy, Hitchcock
38	Harry L. Pizer	North Platte	Real Estate	Lincoln, Frontier
39	J. L. Brown	Brule	Retired Farmer and Cattle Feeder	Keith, Deuel, Garden, Grant, Hooker, Thomas, Blaine, Logan, McPherson, Arthur
40	D. J. Cole	Merriman	Rancher	Sheridan, Cherry, Brown
41	William Hern	Chadron	Rancher and Farmer	Dawes, Sioux, Box Butte
42	Otto J. Prohs	Gering	Merchant	Scotts Bluff
43	Ray A. Babcock	Sidney	Banker	Banner, Kimball, Cheyenne, Morrill

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RULES OF THE NEBRASKA LEGISLATURE**RULE 1****Authority**

Constitution of Nebraska. Art. III, Sec. 10

Gregg's Handbook of Parliamentary Law. The rules of parliamentary practice comprised in Gregg's Handbook of Parliamentary Law, Rev. Ed. c 1940, shall govern the Legislature in all cases to which they are applicable and in which they are not inconsistent with the standing rules of the Legislature.

Amendment and suspension of rules. Rule 17.

RULE 2

Presiding Officer

Section 1. Presiding Officer: Lieutenant Governor, Speaker. The Lieutenant Governor shall preside as president of the Legislature, and the Speaker shall preside when the Lieutenant Governor shall be absent, incapacitated or shall act as Governor. (Const. Art. III, Sec. 10). All references herein made to the President shall be construed as meaning also the Speaker whenever he may preside.

Member of Reference Committee. Rule 14.

Sec. 2. Chairman of Judiciary Presides, When. In the absence of both the Lieutenant Governor and the Speaker, the chairman of the Judiciary Committee shall preside, and shall exercise all the powers herein conferred on the President, except the authority to sign bills or resolutions passed by the Legislature.

Sec. 3. Member Presides, When. The President shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond adjournment.

Sec. 4. President Calls Legislature to Order: Quorum. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum. Const. Art. III, Sec. 10.

Sec. 5. Absence of Quorum. If the President finds that

a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

Sec. 6. President to Preserve Order. The President shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

Sec. 7. Point of Order, President Decides: Appeal. The President may speak to a point of order in preference to members, rising from his seat for that purpose, and shall decide the questions of order, subject to an appeal to the Legislature by any member; on which appeal no member may speak more than once, unless by leave of the Legislature.

Sec. 8. Putting Question. The President shall rise to put a question, but he may state it sitting.

Sec. 9. President Shall Sign. The President shall sign, in the presence of the Legislature, while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature (Const. Art. III, Sec. 14). All writs, warrants and subpoenas issued by order of the Legislature shall be under his hand and seal, attested by the Clerk.

Sec. 10. Lieutenant Governor Votes, When. The Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided. Const. Art. III, Sec. 10.

RULE 3

Officers Elected and Their Duties: Recall; Employees, Selection and Duties.

Sec. 1. Nomination and Election. At the commencement of each regular session, the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

Speaker.
Clerk of the Legislature.
Sergeant-at-arms.
Postmaster.
Chaplain.

Sec. 2. Officers, Vote Necessary to Elect. A majority vote of the elected members shall be required for the election of each such officer.

Sec. 3. Recall of Officers. Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature, and the vacancy thus created shall be filled by a majority vote of the members.

Sec. 4. Oath of Officers. Each permanent officer shall take an oath to support the constitution of the United States, and the constitution of the State of Nebraska, and to discharge faithfully the duties of his office according to the best of his ability.

Sec. 5. Duties of Officers, General. In general the duties of the officers of the Legislature shall be those usual to such officers.

Sec. 6. Speaker. Duties. Rule 2.

Speaker is member of Reference Committee. Rule 14, Sec. 1.

Speaker is member of the Executive Board of the Legislative Council. Revised Statutes of Nebraska, 1943, 1949 Cumulative Supplement. Sec. 50-401.01.

Sec. 7. Clerk of the Legislature, Duties.

(a) The Clerk of the Legislature shall keep a brief but accurate daily journal of the proceedings of the Legislature. Const. Art. III, Sec. 11.

Daily Journal. Rule 8.

(b) The Clerk of the Legislature shall have authority to select and employ suitable persons for all of the positions which may be determined upon as necessary by the Legislature, and shall have complete supervision and assignment of all employees, including the right to discharge any one or more of them. All employees shall be selected without reference to party affiliation and shall be chosen upon the basis

of merit, the compensation to be fixed by the Legislature.

(c) The Clerk of the Legislature shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the elected members of the Legislature.

(d) The Clerk of the Legislature shall make a detailed and itemized report to the Legislature each month, concerning the number of employees, and the amount paid for their services, especially setting out the amount of regular time and overtime, and to whom paid.

(e) The Clerk of the Legislature shall have general charge, except as may be provided by law or by rule, of such parts of the capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

Sec. 8. Assistant Clerk, Duties. The Assistant Clerk, appointed by the Clerk of the Legislature, and approved by the Legislature, shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

Sec. 9. Sergeant-at-arms, Duties. The Sergeant-at-arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer, and shall enforce strictly the rules as they relate to privileges of the legislative chamber.

Sec. 10. Assistant Sergeant-at-arms, Duties. The Assistant Sergeant-at-arms, appointed by the Clerk of the Legislature, and approved by the Legislature, shall assist the Sergeant-at-arms and in the absence of the latter, shall perform all of the duties herein prescribed for the Sergeant-at-arms.

Sec. 11. Postmaster, Duties. The Postmaster shall superintend the post office kept in the capitol for the accom-

modation of the members, and shall be responsible for the prompt and safe delivery of their mail.

Sec. 12. Chaplain, Duties. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

RULE 4

Members: Attendance, Decorum and Debate

Sec. 1. Presence of Members Required. Every member shall be present within the legislative chamber during the sittings of the Legislature and shall attend the regular meetings of the standing committees of which he is a member, unless excused or necessarily prevented.

Sec. 2. Presence of Member May be Compelled. The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons as the membership present may authorize, at the expense of such absent member, unless such excuse for non-attendance is made as the Legislature may judge sufficient; and in that case the expense shall be paid out of the contingent fund.

Call of the Legislature. Rule 9, Sec. 8.

Sec. 3. Absence of Member May be Explained. Upon the completion of the roll call on the final passage of a bill, any member may explain the absence of any other member, and if requested in writing by the absent member to do so, may state how he would have voted if present, and such statement, if submitted to the Clerk in writing, and containing not more than thirty words, shall be entered in the daily journal.

Sec. 4. Expulsion of Members. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. Const. Art. III, Sec. 10.

Sec. 5. Decorum: Members May Speak Only When Recognized by President. When a member desires to speak

in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President." A member shall speak only when recognized and shall confine himself to the question before the Legislature.

Sec. 6. Decorum: Abusive Language and Interruptions Prohibited. No member shall speak to another who has the floor, except when he may yield to a question, or otherwise interrupt the business of the Legislature. No member shall rise to a question of privilege for the introduction of guests while a member is speaking. No member shall use profane or abusive language when speaking to or about another member.

Sec. 7. Decorum: During Final Reading. Members shall remain in their seats during the final reading of a bill and until the vote thereon has been announced, except when excused by the President.

Sec. 8. Transgression of Rules: Call to Order. If any member, in speaking or otherwise, transgress the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

Sec. 9. Call to Order: Words Excepted to Must be Indicated. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefor, if further debate or other business shall have intervened.

Sec. 10. Debate; Limitations, Proponent May Close. No

member shall speak more than twice upon any one question in debate during the same legislative day, without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

For right of proponent to close debate when previous question ordered, see Rule 10, Sec. 11.

Sec. 11. Explanation of Vote Permitted. A member shall be permitted to explain his vote on roll call upon any question, but such explanation shall be limited to fifty words, and shall not be entered in the daily journal unless the same be submitted to the Clerk in writing.

RULE 5

Committees

Sec. 1. Committee on Committees. At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large, who shall be chairman, and three from each congressional district to be nominated by the members residing therein.

Chairman is member of Reference Committee for bills and resolutions. Rule 14, Sec. 1.

Committee on Committees is reference committee on nominations by Governor. Rule 14, Sec. 2.

Sec. 2. Committee on Committees Shall Recommend Standing Committees, Designate Chairmen. The Committee on Committees, by a majority vote of all of its members, shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth, one of whom shall be designated by the Committee on Committees as chairman thereof:

Agriculture, including conservation, fish and game, live stock and grazing	9 members
Banking, Commerce and Insurance	9 members
Budget, including finance, ways and means, and state institutions	9 members

Education , including university and normal schools and libraries, and school lands and funds	9 members
Enrollment and Review , including arrangement, phraseology and correlation	1 member
Government , including state, county and municipal governments, elections and apportionment	9 members
Judiciary	9 members
Labor and Public Welfare , including social security and child labor	9 members
Miscellaneous Appropriations and Claims	7 members
Public Health and Miscellaneous Subjects	7 members
Public Works	9 members
Revenue , including taxation, salaries, licenses and fees	9 members
Rules , including procedure and order of business	5 members

Sec. 3. Committee on Committees Shall Select Other Committees. The Committee on Committees shall select, aside from the standing committees of the Legislature, all other committees, except where otherwise ordered by the Legislature. No investigating committee of the Legislature shall be created except by resolution which shall set forth, with supporting statements, the reasons for and purposes of the investigation, and no committee thus established shall function except during the interim between legislative sessions.

Sec. 4. Committee on Committees Shall Arrange and Publish Schedules of Standing Committee Hearings. The Committee on Committees shall arrange and publish a schedule of regular standing committee meetings, in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees, and shall cause a copy of such schedule to be posted in some conspicuous place in the capitol near the legislative chamber.

Sec. 5. Enrollment and Review, Privileged Committee. The Chairman of Enrollment and Review shall be privileged,

and shall be in order at any time in reporting bills which have been engrossed for final reading and passage. In the absence of the Chairman the Vice-Chairman of the Judiciary Committee shall assume the duties of the Chairman of Enrollment and Review. The bill drafting service shall have supervision of legal work performed for the Enrollment and Review Committee.

Sec. 6. Enrollment and Review; Authority to Make Corrections. The Chairman of Enrollment and Review shall have authority, without being required to include the same specifically in his reports and recommendations to the Legislature, in accord with accepted usage:

- a. To correct the spelling of words, to correct erroneous division and hyphenation of words, to capitalize or decapitalize words, and to change numbers from words to figures or from figures to words, in new and independent acts, in the new matter of amendatory acts, in standing committee reports, and in general file, select file and specific amendments.
- b. To underscore or remove underscoring, as the case requires, in standing committee reports and in general file, select file and specific amendments.

Chairman of Enrollment and Review to give preference to bills readvanced from general file after having been recommitted from select file. Rule 12, Sec. 8-d.

Sec. 7. Committee on Miscellaneous Appropriations and Claims; Filing, Limitation. No claim shall be considered by the Miscellaneous Appropriations and Claims Committee unless filed and considered by the Sundry Claims Board within or before the first twenty legislative days of the session, unless otherwise ordered by the Legislature.

Sec. 8. Claims Previously Rejected. The Claims Committee shall not consider any claims heretofore filed with and rejected by the Legislature at two or more previous sessions.

Sec. 9. Committee on Order and Arrangement: Members, Duties. The Committee on Order and Arrangement shall consist of the chairmen of the committees before whom

regularly referred bills and resolutions have public hearings, the Chairman of the Committee on Enrollment and Review and the Chairman of the Committee on Committees. The Chairman of the Committee on Committees shall be the chairman of said committee. It shall be the duty of this committee beginning the twenty-first legislative day to report to the Legislature the order in which bills and resolutions shall be considered on general file. The order so reported shall become effective only upon approval of the Legislature. The committee shall meet subject to call by the Chairman.

Reference Committees:

For bills and resolutions. Rule 14, Sec. 1.

For nominations by Governor. Rule 14, Sec. 2.

For amendment of rules. Rule 17.

RULE 6

Committee Hearings and Reports, Officers

Sec. 1. Vice Chairmen. Each standing committee shall elect from its membership a vice chairman to serve in the absence of the chairman.

Chairmen designated by Committee on Committees. Rule 5, Sec. 2.

Enrollment and Review Vice-Chairman is Vice-Chairman of Judiciary. Rule 5, Sec. 5.

Sec. 2. Committee Hearings, Time. Standing committees shall meet at 2:00 p. m., unless otherwise ordered by the Legislature.

Sec. 3. Committee Hearings, Notice. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least five calendar days' notice, by publication in the Legislative Journal, of the date and time of said hearing.

Sec. 4. Committees May Combine and Correlate Bills, Adopt Amendments. Standing Committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject under the number of one of the correlated bills, and may, before

taking final action on any bill, adopt amendments thereto, for the consideration of the Legislature.

Sec. 5. Record of Committee Proceedings. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

Sec. 6. Committees Shall Report Promptly. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them.

Sec. 7. Legislature May Request Committee Report. The Legislature may, by vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for ten legislative days.

Sec. 8. Committee Reports Must Recommend Bills for General File or Indefinite Postponement: Majority Vote of Members at Regular Meeting Required. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend (a) that the bill be placed on general file for the consideration of the Legislature, or (b) that the bill be indefinitely postponed. Such action shall be taken at regularly scheduled committee meetings only.

Sec. 9. Effect of Committee Report to Postpone Indefinitely. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand indefinitely postponed: Provided, that such bill may be placed on general file or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter.

Sec. 10. Committee Reports, Statements and Amendments: Minority Report. Each standing committee shall, when reporting a bill, submit therewith a brief statement of the main purpose of the bill, and, if recommended to general file, a copy of all amendments recommended by the committee. Such statement shall give the committee's reason for so reporting, and the minority view, if such there be, shall also be given. Copies of such statements and amendments shall be furnished to the members.

RULE 7

Order of Business

Sec. 1. Hour of Meeting and Adjournment. The Legislature shall meet each legislative day at 9:00 a. m., and adjourn not later than 1:00 p. m., unless otherwise ordered by a majority vote of its members present and voting thereon.

Sec. 2. Order of Business. The order of business of the Legislature shall be as follows:

- a. Prayer by the Chaplain.
- b. Roll call.
- c. Call for correction of the journal.
- d. Petitions and memorials.
- e. Notice of committee hearings.
- f. Reports of standing committees.
- g. Reports of select committees.
- h. Resolutions.
- i. Introduction of bills.
- j. Bills on first reading by title.
- k. Reference of bills to committees on a day subsequent to first reading.
- l. Bills on final reading.
- m. Consideration of bills on select file.
- n. Special order of the day.
- o. Consideration of bills on general file.
- p. Unfinished business, including messages on the President's desk.
- q. Miscellaneous business.

Sec. 3. Messages From the Governor, Preference. Messages from the Governor may be received at any stage of the proceedings, except when a question is being put, the yeas and nays are being called for, the ballots are being counted, or a question of order or a motion to adjourn is pending.

Sec. 4. Special Order of the Day, Effect of Adjournment. When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on general file.

Sec. 5. Unfinished Business, Effect of Adjournment. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have preference in the special order of the day.

Sec. 6. Legislative Days. Each day except Saturday and Sunday shall be considered a legislative day, unless otherwise specifically ordered by the Legislature, by a majority of the members present and voting thereon.

RULE 8

Daily Journal

Sec. 1. Journal Prepared by Clerk, Furnished to Members; Corrections. A daily journal of the proceedings of the Legislature, as prepared by the Clerk, shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

Sec. 2. Journal Entries. The Clerk shall enter in the daily journal messages of the Governor in full; titles of bills; every vote, including the yeas and nays, and a brief statement of the contents of each resolution, petition, and memorial or other paper presented for the consideration of the Legislature.

Constitutional amendments printed in journal. Const. Art. XVI, Sec. 1.

Sec. 3. Title, Parts of Bills Entered in Journal. In addition to the title, only such parts of a bill as shall be affected by proposed amendments shall be entered in the daily journal.

Sec. 4. Amendments Offered, But Not Adopted, Not Entered: Exception. In the consideration of bills on general or select file, amendments offered but not adopted shall not be entered in the journal except where a record vote is demanded.

Sec. 5. Hour of Adjournment Entered. The hour at which the Legislature adjourns shall be entered in the daily journal.

Sec. 6. Additional Copies for Members. Additional copies of the daily journal, to be mailed at his direction, shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

Sec. 7. Bound Journal, How Printed. The bound journal of the session shall be printed from the corrected daily journal.

Journal, cross references: (Next Page)

Yeas and nays entered in journal at request of any member. Const. Art. III, Sec. 11.

Yeas and nays on final passage of bill shall be published in the journal. Const. Art. III, Sec. 13.

Explanation of absence and statement of how absent member would have voted. Rule 4, Sec. 3.

Explanation of vote. Rule 4, Sec. 11.

Committee reports. Rule 6, Sec. 5.

Only totals of machine vote entered. Rule 9, Sec. 3.

Notice of Committee hearings must be published. Rule 6, Sec. 3.

RULE 9

Manner and Record of Voting

Sec. 1. Votes Taken Viva Voce: Form of Question. All votes shall be taken viva voce. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the

question say 'aye'; those who are opposed to the question say 'no'".

Sec. 2. Yea and Nay Vote Required on Final Passage of Bill: Applies to Resolution, When. Upon the final passage of a bill, or of a resolution if the same requires the same consideration as a bill, the vote shall be by yeas and nays, and this rule shall not be suspended.

Sec. 3. Machine Vote, When. If a machine vote is called for, or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the electric roll call system; and only the totals shall be printed in journal.

Sec. 4. Record Vote, Member May Demand. Any member may call for a record vote upon any question (Const. Art. III, Sec. 11), and upon declaration of the yeas and nays by the members, the record thereof shall be made and taken upon the electric roll call system, unless the Legislature by a majority vote decides that a roll call shall be taken.

Sec. 5. For Yeas and Nays and Call of House. Vote on Electric System: Limitation on Time to Vote. In taking the yeas and nays and upon call of the Legislature, the members shall register their vote upon the electric roll call system. When the yeas and nays are taken upon any question in the manner heretofore indicated, no member shall be permitted to vote after the decision is announced from the chair.

Sec. 6. When More Than Majority Vote Necessary, Electric System Used. In all instances where the vote, necessary to adopt a motion or other proposition, is other than that of a majority voting upon the question, the presiding officer shall, unless the Legislature by unanimous vote decides otherwise, cause the result thereof to be obtained by means of the electric roll call system. In such case, no member shall be permitted to vote after the yeas have been announced by the Clerk. Votes not registered on the electric roll call system or given to the Clerk by voice shall not be counted for or against a proposition.

Sec. 7. Member May Demand Verification of Vote. Any member may demand verification of the vote on roll call:

Provided, that on the final passage of bills verification shall always be made.

Sec. 8. Call of the Legislature. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the electric roll call system and shall remain in his seat during the call. The Clerk shall note the names of the absentees. Proceedings under the call may be suspended at any time by a majority vote of the members present, and when so suspended shall not again be ordered on the proposition pending, except by a majority vote of the members present and voting thereon. When the Legislature has been under call for fifteen minutes, and if all absentees were to vote on one side of the question, and if their combined vote would be insufficient to change the result of the vote, the President shall declare the call raised.

Voting, cross references:

Lieutenant Governor votes only when Legislature equally divided. Rule 2, Sec. 10.

Explanation of vote. Rule 4, Sec. 11.

RULE 10

Motions and Their Precedence

Sec. 1. Statement of Motions. When a motion has been made and seconded, the presiding officer shall state it, or being in writing, shall cause it to be read aloud by the Clerk before being debated.

Sec. 2. Motions Must be Written, When. Every motion shall be reduced to writing if the presiding officer or any member desires it.

Sec. 3. Withdrawal or Modification of Motions. After a motion has been stated by the presiding officer, or read by the Clerk, it shall be deemed in possession of the Legislature, but may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays, except a motion to reconsider, which shall not be withdrawn without leave.

Sec. 4. Motions Received When Questions Under Debate: Precedence. When a question is under debate no motion shall be received but:

- a. To adjourn.
- b. To lay on the table.
- c. For the previous question.
- d. To postpone to a certain time.
- e. To commit.
- f. To amend.
- g. To postpone indefinitely.

Such motions shall have precedence in the order in which they are arranged; except that motions to postpone indefinitely and amend do not yield to each other. No motion to postpone to a certain time, to commit or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

Sec. 5. Motion to Strike Enacting Clause; Effect, Precedence. A motion to strike the enacting clause of a bill, if carried, is equivalent to rejection of the bill. Such motion shall not have precedence over a motion to amend nor over a motion to postpone indefinitely.

Sec. 6. Motion to Adjourn, Adjourn to Time Certain, to Recess: Precedence. A motion to adjourn, or a motion to fix the day to which the Legislature shall adjourn shall always be in order, except:

- a. While a member is speaking.
- b. When a motion to adjourn has just been defeated.
- c. When a motion to fix the day to which the Legislature shall adjourn has just been defeated.
- d. After the final reading of a bill and during roll call thereon.

Provided, however, that a motion to adjourn to a time certain shall have precedence over a motion to adjourn; and provided further, that a motion to recess shall take precedence over either of such motions.

Sec. 7. Motion to Adjourn Pending Motion to Suspend Rules. Pending a motion to suspend the rules, the presiding officer may entertain one motion to adjourn, but after the result thereon is announced he shall entertain no other motion until the vote has been taken on suspension.

Sec. 8. The Previous Question, Form. The previous question shall be in this form; "Shall the debate now close?"

Sec. 9. The Previous Question: Seconds Required: Vote Necessary: Effect. The previous question shall be in order when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in Section 11 of this rule, preclude further debate and all amendments and motions, except one motion to adjourn and one motion to lay on the table.

Sec. 10. Previous Question Undebatable. On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

Sec. 11. Previous Question Ordered: Proponent to Close Debate. When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

Sec. 12. Questions of Privilege, What Are. Questions of privilege shall be, first, those affecting the rights of the Legislature collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence over all other questions, except motions to adjourn.

Question of privilege is not in order for introduction of guests while member speaking. Rule 4, Sec. 6.

Sec. 13. Reconsideration, Who May Move. When a question has been decided, it shall be in order for any mem-

ber voting with the prevailing side, or not voting, to move a reconsideration thereof; and if the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order, unless by unanimous consent.

Motion to reconsider cannot be withdrawn without leave. Rule 10, Sec. 3.

Sec. 14. Reconsideration, Precedence. Every motion to reconsider shall take precedence over all other questions, except a motion to adjourn.

Sec. 15. Reconsideration, Vote Necessary. For its adoption a motion to reconsider shall require the vote of a majority of the elected members, except where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a final reading, then a three-fifths vote shall be required for adoption.

Sec. 16. Amendments in Order. When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

Sec. 17. Amendment to Title of Bills. Amendments to the title shall not be in order during the consideration of a bill or resolution on general or select file until the bill or resolution shall have been considered in full.

Sec. 18. Amendment Laid on Table Does Not Carry Principal Measure. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it or prejudice such measure.

Sec. 19. Amendments, Preference in Consideration. When the Legislature is considering bills on either general or select file, after giving consideration to standing committee amendments, it shall give preference to such amendments as may have been on file with the Clerk, with copies on the members' desks for one legislative day in advance, and then to such other amendments as have been deposited with the Clerk, in the order in which they were received by him.

Sec. 20. Amendments, Must Be Germane. No motion, proposition or subject, different from that under consideration, shall be admitted under color of amendment.

Sec. 21. Division of a Question, When. Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out, being lost, shall not preclude an amendment or a motion to strike out or insert.

RULE 11

Bills—General Provisions

Sec. 1. Introduction, by Not More Than Three Members. Upon call for the introduction of bills, any member or standing committee may introduce one or more bills. No bill shall be introduced unless it has been approved as to form and draftsmanship by the legislative bill drafter, and no bill shall be introduced which bears the names of more than three members.

Sec. 2. Introducer Must be Willing to Support. Members shall introduce only such bills as they are willing to endorse and support personally.

Sec. 3. Time for Introduction, Limitation. No bill shall be introduced after the twentieth legislative day, except upon recommendation of the Governor, or by a standing committee upon the vote of a majority of its members and upon the vote of a majority of the elected members of the Legislature.

Sec. 4. Bills, How Designated. A bill shall be designated as Legislative Bill ———.

Sec. 5. Bill Must Contain Only One Subject: Amendment of laws. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no law shall be amended unless the new act contains the section

or sections as amended, and the section or sections so amended shall be repealed. Const. Art. III, Sec. 14.

Sec. 6. Amendatory Bill, How Printed. An amendatory bill shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the statutes.

Sec. 7. Bills Must Be Engrossed Before Final Reading. All bills, before being advanced to final reading and passage, shall be engrossed by typewriter, and if amended, shall be reprinted in the manner prescribed in the preceding section, and copies thereof shall be supplied for the use of members.

Sec. 8. Bills Must Receive Two Readings Before Passage. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage. Const. Art. III, Sec. 14.

Sec. 9. Vote Required to Expend Money or Change Compensation. It shall require the vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

RULE 12

Bills—Stages in Consideration

Sec. 1. Introduction and First Reading.

Introduction. Rule 11, Secs. 1, 2.

Time for introduction. Rule 11, Sec. 3.

First reading. Rule 11, Sec. 8.

Sec. 2. Reference to Standing or Select Committee.

Reference committee. Rule 14, Sec. 1.

Readings. Rule 11, Sec. 8.

Sec. 3. Consideration by Standing or Select Committee, Together With Desired Committee Hearings.

Committee hearings. Rule 6, Secs. 2-5.

Sec. 4. Report by Standing or Select Committee and Reference to General File.

Committee reports. Rule 6, Secs. 6-10.

Effect of committee report to postpone indefinitely. Rule 6, Sec.

9.

Sec. 5. General File: Reading, Consideration and General Debate by the Legislature.

- a. Each section shall be open to amendment as read, and the amendments, if any, recommended by the standing committee, shall first be considered for adoption or rejection, after which other amendments may be offered.

Amendments. Rule 10, Secs. 16-20.

- b. Bills shall be listed and considered on general file in the order in which they shall be reported from the standing committees, except as modified by the Committee on Order and Arrangement; and no change shall be made in such order, except by a majority vote of the elected members.
- c. The general appropriation bills, necessary for the support of the state government for the biennium, shall take precedence over all other bills on general file.
- d. At any time during consideration of bills on either general or select file, any member may move that the bill be passed over, and if the motion is carried by a majority of those voting, the bill shall be passed over and shall retain its place on the file. This motion shall have the same precedence as to lay on the table.

Sec. 6. Reference to Enrollment and Review. Advancement to Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless indefinitely postponed or recommitted to a standing committee.

Sec. 7. Report by Chairman of Enrollment and Review and Reference to Select File.

Enrollment and review report. Rule 5, Sec. 6.

Sec. 8. Select File. Consideration a second time by the Legislature, in review on select file, wherein any of the following motions shall be in order:

- a. A motion to approve or reject any or all of the changes recommended by the Chairman of Enrollment and Review. *Provided* only the specific enrollment and review amendments shall be considered when returned by the Enrollment and Review Committee from engrossment.
- b. A motion to adopt a unanimous consent amendment, to which no objection shall be offered.
- c. A motion to recommit to the proper standing committee.
- d. A motion to recommit to the general file for one or more specific amendments. If such motion is adopted, the bill shall be transferred forthwith to the head of the general file, where consideration of the specific amendment shall be the first order of business on that file. After disposition of the specific amendment, the bill may be readvanced to Enrollment and Review for review, amended further, indefinitely postponed, or recommitted to the proper standing committee. If the bill is readvanced it shall be given prior consideration by the Chairman of Enrollment and Review and returned to the select file as soon as possible, and placed at the head of that file: *Provided*, if the bill is not amended, indefinitely postponed, or recommitted, it may be advanced to Enrollment and Review for engrossment.

Effect of passing over bill. Rule 12, Sec. 5-d.

- e. A motion to postpone indefinitely.

No bill shall be considered initially on select file until three legislative days after its advancement from general file to Enrollment and Review: *Provided*, that the amendments

so recommended shall not be read by the Clerk except upon the request of a member of the Legislature.

Sec. 9. Advancement to Enrollment and Review for Engrossment, Unless Recommitted to a Standing Committee or Indefinitely Postponed.

Sec. 10. Report by Chairman of Enrollment and Review and Reference to Final Reading File, or to Select File for Specific Amendment.

Bills must be engrossed before advancement to final reading. Rule 11, Sec. 7.

Sec. 11. Conditions Precedent to Placing Bill on Final Reading. No bill shall be placed upon final reading and passage until:

- a. Five legislative days after the initial reference to Enrollment and Review.
- b. Two legislative days after its reference to final reading file.
- c. Printed copies of the bill in its final form, as amended, shall have been available to members and on their desks for at least one legislative day. Const. Art. III, Sec. 14.

Sec. 12. Final Reading. Consideration on final reading and passage when the bill shall be read at large with all amendments thereto before the vote is taken (Const. Art. III, Sec. 14): Provided, that at any time before the roll call shall have begun on final reading of the bill, it shall be in order to move:

- a. To recommit the bill to Enrollment and Review to correct an error, and for re-engrossment.
- b. To recommit the bill to the proper standing committee, with or without instructions.
- c. To recommit the bill to select file for specific amendment, which amendment may be adopted by a vote of a majority of the elected members.

Members must be in their seats during final reading. Rule 4, Sec. 7.

Sec. 13. Question After Final Reading: Emergency Clause. The question after the final reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'" If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

Sec. 14. Emergency Clause: Failure to Receive Constitutional Majority; Effect; Question. When a bill containing the emergency clause does not receive the required two-thirds constitutional majority on final reading, then the emergency clause shall be considered stricken, and the bill without the emergency clause shall be pending on final reading, and the question then shall be, "Shall the bill pass with the emergency clause stricken?" Const. Art. III, Sec. 27.

Sec. 15. Governor's Veto, Consideration. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be, "Shall the bill pass, notwithstanding the objection of the Governor?"

Three-fifths vote of the elected members required to pass bill over Governor's veto. Const. Art. IV, Sec. 15.

The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner prescribed in case of disapproval of bills. Const. Art. IV, Sec. 15.

RULE 13

Petitions and Memorials

Sec. 1. Petitions, Memorials and Other Papers Referred to Committees. Every petition, memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by a member at the time such petition, memorial or other paper is presented, in which case the Legislature shall decide the question of reference.

Sec. 2. Introducer May Make Statement. Before any petition or memorial addressed to the Legislature is received

and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

RULE 14

Questions and Reference

Sec. 1. Reference Committee for Bills and Resolutions. Who Constitutes. The Lieutenant Governor, the Speaker, and the Chairman of the Committee on Committees shall constitute the Reference Committee for the assignment of bills and resolutions to the various standing committees.

Sec. 2. Nominations by Governor Referred to Committee on Committees. All nominations made to the Legislature by the Governor, requiring confirmation by the Legislature, shall be referred to the Committee on Committees, and the same procedure shall be followed as governs the handling of other matters before standing committees, unless the Legislature shall otherwise direct by unanimous vote.

Sec. 3. Members May Object to Reference. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day, immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

Sec. 4. Motions for Reference: Preference. When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be put first.

Proposed amendments to rules referred to Rules Committee. Rule 17.

RULE 15

Resolutions

Sec. 1. Resolutions; How Designated. A resolution shall be designated as Legislative Resolution ———.

Sec. 2. Resolutions Proposing Constitutional Amendments, Granting Money, or Requiring Governor's Approval: Consideration and Adoption. Resolutions which propose amendments to the state constitution, propose the ratification of amendments to the federal constitution, provide for the grant of money out of the contingent or any other fund, or require the approval of the Governor, shall be considered and adopted in the same manner as bills. Const. Art. III, Secs. 13, 14; Art. XVI, Sec. 1.

No resolution shall be introduced bearing the names of more than three members, but the names of additional introducers may be added by consent of the Legislature.

Sec. 3. Resolutions Laid Over One Legislative Day. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

Sec. 4. Resolutions; Reference to Committee; Vote Necessary for Adoption. When called for consideration on the next legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its consideration at that time. The vote of a majority of the elected members shall be required for the adoption of any such resolution.

RULE 16

Privileges of the Floor

No person shall be admitted to the floor of the Legislature except the following:

Members of the Legislature, officers and employees.

State officers, their deputies and clerks.

Judges of the Supreme Court.

Judges of the District Courts.

Senators and Representatives in Congress.

Reporters of regularly accredited newspapers and broadcasting stations.

And such other persons as the Legislature may deem proper to admit.

No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

RULE 17

Suspension and Amendment of Rules

These rules may be suspended by a two-thirds majority vote of the elected members, and may be amended by a three-fifths majority vote of the members elected: Provided, any proposed amendment must first be referred to the Committee on Rules for consideration and report.

LEGISLATIVE JOURNAL

SIXTY-FOURTH (EXTRAORDINARY) SESSION

FIRST DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, August 27, 1952

Pursuant to a proclamation by His Excellency, Val Peterson, Governor of the State of Nebraska, the sixty-fourth (extraordinary) session of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12 o'clock noon, August 27, 1952, and was called to order by Lieutenant Governor Charles J. Warner.

PROCLAMATION OF THE GOVERNOR

By virtue of the authority vested in the Governor by Article IV, section 8 of the Constitution of Nebraska, I, Val Peterson, as Governor of the State of Nebraska, believing that an extraordinary occasion has arisen, do hereby call the Legislature of the State of Nebraska to convene in extraordinary session at the State Capitol on Wednesday, August 27, 1952 at 12:00 noon, for the purpose of

considering:

1. An appropriation of funds for the necessary expense of the extraordinary session herein called.

2. A law relating to swine affected by or infected with vesicular exanthema.

3. An appropriation to the Department of Agriculture and Inspection for the eradication of vesicular exanthema in swine, and payment of indemnities and expenses in connection therewith.

4. A law authorizing purchase of test animals to be used in connection with livestock diseases.

5. An appropriation to provide a revolving fund for the purchase of test animals to be used in connection with livestock diseases.

6. A law relating to the feeding of garbage to animals.

7. A law relating to old age assistance benefits.

8. A law relating to refunding of taxes levied during the calendar year 1951 for illegal or unauthorized purposes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed.

Done at the Capitol in the City of Lincoln, this 26th Day of August, in the Year of Our Lord, One Thousand Nine Hundred and Fifty-Two.

/s/ Val Peterson

Governor

BY THE GOVERNOR:

/s/ James S. Pittenger

Secretary of State

Prayer was offered by Reverend E. C. Hansen.

The roll was called and the following members were present:

Adams, John, Sr.	Hill, Ralph W.	Person, O. H.
Adams, Thomas H.	Klaver, Sam	Peterson, K. W.
Beaver, John E.	Kotouc, Otto, Sr.	Pizer, Harry L.
Bridenbaugh, Hal	Lee, Earl J.	Pohlman, Floyd W.
Brown, J. L.	Liebers, Otto H.	Prohs, Otto J.
Burney, Dwight W.	Lillibridge, C. C.	Shalla, Joseph P.
Carmody, Arthur	Lindgren, C. R.	Shultz, L. M.
Carson, Hugh	Lusinski, Ed F.	Syas, George
Cole, D. J.	McNutt, Robert	Tvrdik, Charles F.
Cramer, Glenn	Marvel, Richard D.	Vogel, Karl E.
Diers, H. K.	Metzger, C. E.	Williams, W. J.
Duis, Herbert J.	Moulton, William	Wilson, Charles
Hern, William	Nelson, Frank	

Members Excused

Senators Babcock and Kreutz were excused for today.

Senators Larkin and Wellensiek were excused for today and the remainder of the week.

Senator Cramer was excused for Thursday and Friday, August 28 and 29.

The President declared the sixty-fourth (extraordinary) session of the Nebraska State Legislature duly convened and ready to transact business.

Rules of the Legislature

The President announced that without objection, the rules of the last regular session would govern the extraordinary session and all Standing Committees of the last session would continue during the present session.

MOTION—Committee on Credentials

Mr. President: I move that a committee of three be appointed on Credentials. (Signed) Richard D. Marvel

The motion prevailed and the President appointed the following members to serve on said committee:

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Marvel, chairman; Person, Klaver

The committee withdrew and subsequently returned with the following:

REPORT—Committee on Credentials

Mr. President: Your Committee on Credentials hereby reports that the following named is entitled to a seat in this body:

George Frazier, 33rd District, Harlan, Furnas and Red Willow Counties.

LETTER—Secretary of State

August 26, 1952

Mr. Hugo Srb
Clerk of the Legislature

State House

Lincoln, Nebraska

Dear Hugo:

We hand you herewith the official appointment of George H. Frazier as a Member of the Legislature from the Thirty-Third District for the unexpired term of Ed Hoyt, resigned.

Very truly yours,
JAMES S. PITTENGER

SECRETARY OF STATE

By (Signed) D. F. Whalen
D. F. Whalen
Assistant

CERTIFICATE

State of Nebraska, Department of State

I, James S. Pittenger, Secretary of State of the State of Nebraska do hereby certify that George H. Frazier has been appointed a Member of the Nebraska State Legislature from the Thirty-Third District, for the unexpired term of Ed Hoyt, resigned, for the term

beginning August 23, 1952 and continuing until a successor is elected and qualified.

I further certify that the foregoing appointment was made by Governor Val Peterson under the authority granted by Section 32-1042 of the Revised Statutes of Nebraska.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this 26th day of August in the year of our Lord, one thousand nine hundred and Fifty-Two.

(SEAL)

(Signed) James S. Pittenger

Secretary of State

Motion by Senator Marvel to adopt the report of the Committee on Credentials prevailed.

MOTION—Committee to Escort New Member

Mr. President: I move that the President appoint a committee of three to escort the new member to the rostrum. (Signed) Glenn Cramer

The motion prevailed and the President appointed the following members to serve on said committee:

Cramer, chairman; Pizer, Duis

The committee to escort the new member retired and subsequently returned escorting George Frazier.

MOTION—Committee to Escort Associate Justice

Mr. President: I move that the President appoint a committee of three to escort Associate Justice Fred W. Messmore to the Legislative Chamber for the purpose of administering the oath of office to the new member. (Signed) John Adams, Sr.

The motion prevailed and the President appointed the following members to serve on said committee:

John Adams, Sr., chairman; Thomas H. Adams, Lee

The committee retired and subsequently returned escorting the Associate Justice.

The required oath of office was administered by Associate Justice Fred W. Messmore to the new member, who was then escorted to his seat in the Legislative Chamber.

Senator Tvrdik then welcomed Senator Frazier as a new member of the Legislature and he responded with a greeting to the Legislature.

MOTION—New Member, Committees

Mr. President: I move that the new member, George Frazier, be appointed on the committees served by his predecessor, Ed Hoyt, and that, with this exception, the membership on all standing committees be the same as during the regular session. (Signed) Arthur Carmody

The motion prevailed.

MOTION—Notify the Governor

Mr. President: I move that the President appoint a committee of five to notify Governor Val Peterson that the Legislature is now organized and ready to receive any communications. (Signed) O. H. Liebers

The motion prevailed and the President appointed the following members to serve on said Committee:

Liebers, chairman; Bridenbaugh, Prohs, Metzger, Kotouc

The Committee retired and subsequently returned escorting Governor Val Peterson, who delivered the following:

MESSAGE TO THE LEGISLATURE

To the Members of the 64th (Extraordinary) Session of the Nebraska Legislature:

Mr. President, Mr. Speaker and Members of the Legislature:

Vesicular Exanthema

Nebraska's hog population numbers 3,000,000 and is a \$100,-000,000 industry. Ownership of these hogs is spread among tens of thousands of Nebraska farmers. Live hogs and pork products constitute one of our most valuable exports.

Today, this industry is threatened by the outbreak of vesicular exanthema. Prompt and efficient action by the Department of Agriculture through State Veterinarian Dr. E. P. Anderson has enabled Nebraska to isolate those hogs which were infected or exposed and to hold the disease in check, and I take this opportunity to commend publicly Dr. Anderson, the Department and the hog owners who cooperated fully in meeting this emergency.

10,600 hogs are being held under quarantine in our state today, with a market value of approximately \$600,000. Best of all, there have been no reports of further infection for some time and there is every hope that if these animals can be slaughtered and the pens and yards which they have occupied be carefully disinfected, we may be fortunate enough to escape further outbreaks. That is, of course, problematical. It is certain, however, that if we do not act rapidly and thoroughly to clear up the present situation, other hogs in Nebraska will be infected.

And I should mention, in addition to the hogs that are involved and the great threat to our whole hog industry, Nebraska is one of the leading hog serum producing states in America. We produce approximately 25% of all the hog serum produced in our country. That activity is completely shut down at this time because of this quarantine, and aside from the employment factor involved, there is also the very important fact that hog cholera is always a threat in America and for two months we have not been producing cholera serum. There is not enough serum available today in case of an outbreak of that disease. This causes a serious situation.

We have sought the most economical manner of disposing of hogs which have either been diseased or exposed. For some time it appeared that we might be able to ship the animals to the California market because that state for many years has lived with vesicular exanthema. This would have permitted us to have disposed of hogs suitable to the market without the necessity of a special session or without any cost to the state. Not all of the hogs in any event would have been marketable in California, and it is possible that legislative action would have been required to

dispose of the residue. However, after careful study it was not deemed practical to attempt to dispose of the hogs in California.

Meat from animals which have suffered and recovered from the disease and from animals exposed to the disease is, of course, perfectly acceptable for food when properly cooked. Those who deal commercially in meats prefer, however, for their protection and that of their customers, to process such animals by cooking in the first instance. When the animals are processed in this manner, they lose approximately one-half of top market value.

Meat thus prepared is, of course, the very finest, and I can assure you that I, for one, will be very glad to have all of it on my table that I am able to get.

The Federal Government and state authorities over the nation generally recognizing that this disease must be stamped out at the earliest possible moment, are joining in the fight against it. The Federal Government has agreed to join with the states in indemnifying the owners of diseased and exposed animals to the extent of 100% of their loss above the amount which they are able to receive for their animals on the open market. Diseased animals, of course, are destroyed.

Four states, Iowa, Georgia, North Carolina and Washington have already joined with the Federal Government in a program for the indemnification of owners. In three of them, the indemnification has been complete while in Iowa indemnification was made on a basis of the Federal Government, State Government and the owner sharing one-third of the loss. I am told, however, that in Iowa the hogs were appraised at such a high value that in effect the two governments paid the owners 100% of the value. I am also informed this morning that Kansas is acting and that their indemnification is complete on a 50-50 basis. It is the judgment of those close to the problem that the best results can be gained through complete indemnification. This insures the maximum cooperation from owners of suspected animals. Unless full payment is provided, owners will be tempted not to report unusual conditions in their herds. Thus authorities will not be able to proceed vigorously against infection before it has a chance to reach epidemic proportions.

Dr. Person pointed out to me this morning that it has been his experience with owners of hogs, being human as all of us are, that when they notice some of their animals acting peculiarly, they

rush them to market and dispose of them before trouble starts in the herd. The animals that appear to be affected, they let limp and hope they will improve. If not, they kill and bury them.

But the damage is already done because the pens and the soil are infected, and the infection is carriable by dogs, cats, rats, and crows from that farm to other farms where there are herds of pigs and the disease is spread. The only way it can be stamped out is to disinfect the area and then to test it to see that the job has been accomplished.

The primary purpose of indemnifying owners of diseased and exposed animals is not the protection of the owners, but rather the protection of the entire animal population and the industry which it constitutes. This is the philosophy underlying Nebraska laws which provide for the indemnification on varying terms of the owners of animals affected by the diseases of tuberculosis, foot and mouth, Bangs, glanders, and dourine. Nebraska laws under which the state reimburses owners of diseased animals which must be disposed of have been in effect since 1927 for the diseases named, other than Bangs, and our law has covered that disease since 1939. The purpose of legislative action in all of these cases has been that of protection of the vast number of animals within our state and the tremendous investment on the part of our people.

It has reached my attention that some wonder why the state should cover the loss of the 14 owners of the 10,600 hogs which are presently under quarantine. It has been suggested by one person in the mercantile business that his roof has been leaking recently and some of his merchandise has been damaged as a result. He is wondering if the state will reimburse his loss. Of course, I did not know the degree of seriousness of my friend's query, but I do know that water-damaged merchandise will not ordinarily affect other merchandise and certainly will not be transmitted from his stock of merchandise to stocks of merchandise across the state. It would seem hardly necessary to point out the difference, but I want everyone to understand that I am not interested, as an individual, in attempting to cover every loss of everyone in the conduct of ordinary business in our state. Certainly, however, I want to do everything I can to stamp out communicable diseases which may reach epidemic proportions in our animal population.

Today, as a state, we can, by the expenditure of approximately \$200,000, which will be matched by a like Federal expenditure, pro-

fect an investment by the people of Nebraska in the amount of at least \$100,000,000. The premium which we will pay for this insurance against possible tremendous loss is very reasonable.

Certainly, if the Legislature were right when it acted with respect to the animal diseases which I named earlier, it will be right if it adds vesicular exanthema to that list.

I think I should call it to the attention of the Legislature that 39 states have now taken action to embargo Nebraska hogs, and I understand that at least some states have embargoed pork products slaughtered in Nebraska since the outbreak of the disease. The stakes involved here are very high and fully justify, in my judgment, the request I make of you to appropriate \$200,000 to be matched by the Federal Government to be utilized in swift action to eradicate this disease.

It is my hope, of course, that the other states in the Union and the Federal Government will take equally swift action to drive this disease out of the nation, because the hog population in any one state will not be safe so long as the disease exists in any other state.

It is believed that this disease came into Nebraska by a circuitous process probably through uncooked pork scraps which reached our hog lots from the garbage pails of railroad dining cars from the West Coast. This indicates how, in this day and age of rapid transportation and wide movement of people and commodities, no state can be free of disease without the exercise of the utmost vigilance and the wholehearted cooperation of the other states and Federal authorities.

Because it is felt that the feeding of raw garbage to hogs constitutes an unsanitary practice and one which threatens the health of both animals and man, it has been recommended to me by some legislators and by competent persons in the health field, that the practice should be discontinued in Nebraska at once. It is felt that there are plenty of modern facilities for the disposal of garbage available and that they should be adopted.

Accordingly, I am submitting a bill for your consideration which requires that all garbage to be fed to animals be first cooked. This does not apply, of course, to an individual who feeds his animals garbage obtained from his household.

Had such a law been in effect last June, it is the belief of our

authorities that there would never have been an outbreak of vesicular exanthema in Nebraska, and the tremendous loss which has already been suffered by many owners, who have been forced to buy high-priced feed for their hogs for the past many weeks would have been spared, as well as the expense of this special session and the inconvenience which it has caused you gentlemen.

I am recommending that you authorize and appropriate funds to the Department of Agriculture and Inspection for test animals for use in connection with the treatment, suppression and eradication of livestock diseases. It is felt that a revolving fund of \$5,000 will be adequate for this purpose.

OLD AGE ASSISTANCE

I am submitting for your consideration today a bill which amends our Old Age Assistance Act to provide for a ceiling of \$60 rather than the \$55 presently in existence. This is done to permit those who qualify to receive the benefit of the increase of \$5 per person per month which the Federal Government will make available as of October 1, 1952.

Currently the Federal Government pays to Old Age Assistance recipients three-fourths of the first \$20 or \$15, while the state contributes \$5 of the first \$20. To make up the next \$30 the Federal Government contributes with the state on a 50-50 basis, or the Federal Government \$15 and the state \$15. This means that the Federal Government contributes \$30 of the first \$50 while the state contributes \$20.

Nebraska of its own volition augmented that \$50 by a \$5 contribution of state funds alone. This made a \$55 maximum payment which has been the program in Nebraska since 1949.

Under the new Federal formula which goes into effect on October 1, the Federal Government will pay four-fifths of the first \$25, or \$20, while the state contributes \$5. The Federal and state then will pay on a 50-50 basis for the next \$30 and up to \$55, or the Federal Government will pay \$15 and the state will pay \$15; the Federal Government thus paying a total of \$35 to the state's \$20 in a total \$55 grant.

It must never be forgotten that the basis of both our Federal and State Assistance laws is need—need determined under specific legislative directives. Nebraska's act was written under the di-

rection of Federal authorities and in strict conformity with the Federal act in order that we might receive the Federal grant. Neither act establishes pensions for old age citizens nor cash grants on a fixed basis regardless of need. Many of our aged citizens misunderstand the law and feel that they are entitled to receive pension payments as a matter of right.

Nebraska's senior citizens, many of whom played an instrumental part in the building of our state, deserve well at our hands. They deserve the maximum amount of support which can be rendered consistent with the best interests of the taxpayers which must be given equal consideration.

Statements have been made which lead our needy aged to believe that the Federal Government has added \$5 per month to all assistance grants. This, of course, is simply not true. It would make no difference if the Federal Government raised its contribution \$50 per person per month or \$100 per person per month or \$500 per person per month if it did not change the basis of its present law which is one of need. In other words, under the Federal law as it exists today, no old age recipient will receive one penny more than is necessary to maintain him on the basis which is outlined in the law. If it is the desire of the Congress of the United States, it can change its basic law to provide for flat-sum payments to all needy persons. However, it is cruel to let old age recipients believe that the increase of the Federal contribution means automatically an increase in all assistance payments.

In Nebraska last month 21,089 people were receiving old age assistance payments. Of this number 50% were receiving less than the \$55 limit. Only 10% (2,100 persons) of the total number had an unmet need. This means in plain language that by raising the ceiling from \$55 to \$60, so that the state will continue contributing \$25 while the Federal Government contributes \$35, that just 2,100 individuals will receive increases ranging from 50 cents to \$1 to \$1.50, \$2, \$3, \$4 or \$5—as their need requires, while the other 19,000 people who receive old age assistance will receive no increase whatsoever.

The Assistance Department estimates that the cost to the state of raising the ceiling from \$55 to \$60 per month will amount to less than \$120,000 per year. It is unable to estimate the figure accurately because it, of course, has not determined the unmet need of the 2,100 individuals who will be affected.

This increase cost, of course, is negligible simply because it goes to a comparatively few individuals. In effect, even with the raised ceiling, the state will be paying considerably less to support the old age program than it did last year. But again, I repeat that nothing can be done to increase the average Old Age Assistance payments unless there is a change in the basic Federal and state laws, and unless Nebraska desires to figure its subsistence payments on a totally different basis than it has since the law was first enacted.

I trust your Honorable Body will accept my suggestion and increase the ceiling \$5, and I trust further that you and our citizenry generally will find great satisfaction in the fact that this act will permit the unmet need of 2,100 of Nebraska's senior citizens to be fulfilled.

I think it should be pointed out that Nebraska during the calendar year ended December 31, 1951, ranked 16th among the American states in the amount expended on a per capita basis for assistance payments, including medical care. The national average was \$9.57 and Nebraska expended \$10.55 per inhabitant. The highest state in the Union was Colorado at \$34.64 and the lowest in the Union was Virginia which expended \$1.56 per inhabitant. I cite these figures not to pass judgment upon the sufficiency of Nebraska's program but rather to indicate where we rank in comparison with the other 47 states.

I would like to suggest that there is no easy solution to this matter of assistance payments. On the one hand we have the senior citizen who for many reasons is unable to maintain himself, while on the other hand we find the taxpayer who, to put it mildly, is badly harrassed by the ever-increasing demands made upon him by all units of government. Our job is to do the best we can to protect the best interests of both recipient and taxpayer.

ELEMENTARY SCHOOL BLANKET TAX REFUND

When the Nebraska Supreme Court found Legislative Bill 388, 61st Session of the Nebraska Legislature, providing for a blanket tax levy within counties for the support of elementary schools, unconstitutional, it left impounded in the county treasuries of Nebraska an amount which has been estimated at some 4 millions of dollars. These funds by every conceivable test belong to the taxpayers who paid them. I have had drafted for your consideration a measure which provides that the tax levied for this purpose during the calendar year 1951 and which taxpayers have paid during

the period from November 1, 1951, to June 30, 1952, shall be remitted upon the filing of proper claims.

It seems only right and decent that the State of Nebraska do this in a day when governments take and take and take. It will be novel and refreshing to see one which returns to the taxpayers a portion of that which it has taken. It has been our purpose in the act to make the procedure for the return of the money as simple as possible and it is our hope that the county authorities will see that the money is returned as rapidly as their facilities will permit. I know that we can count on their full cooperation in this respect.

By restricting the act to the tax levied during the calendar year 1951 it is possible to accord equity to all taxpayers which would have been impossible had we attempted in the act to return taxes levied during the calendar year 1950, the proceeds of which in the main were expended by the schools and which could not be recovered. It should be borne in mind that the refund of the 4 million dollars or more which are involved constitute a tax reduction in that amount.

HIGHWAYS

I am fully aware of the deplorable condition of many Nebraska highways and of the acuteness of our highway problem. However, you indicated clearly in the poll which I took that you did not care to have this problem included in the call for this special session. Accordingly I am respecting your views in the matter.

I understood fully your reluctance during the last regular session to approach the highway problem after the voters of Nebraska had turned down the comprehensive program enacted by the 1949 Legislature. It was true that the program was defeated by a bare 12,000 votes out of 400,000 votes cast, which, of course, was by a small margin. It is true, too, that much confusion surrounded the issue in the 1950 campaign.

Regardless of that, however, the problem is a real one. It must be met and I would suggest that while the attitude of the Legislature was perfectly understandable and reasonable, nevertheless what happened in 1950 cannot be considered a valid guide for the condition which exists today and will exist in 1953. Accordingly, the 1953 session must, in my judgment, get to the problem.

I want to say that in my judgment the Highway Department is

doing an excellent job with the funds available and while our highways are sadly deficient, they are nevertheless the best they have ever been in the history of Nebraska. I do not feel that to make this statement in any way mitigates the need for careful attention to our highway needs but, by the same token, I see no necessity for not recognizing the brighter side of the picture.

EMERGENCY FUND

I regret greatly that it has been found necessary to call your Honorable Body into special session twice during the calendar year 1952. However, emergencies have occurred over which none of us could have the slightest control, and I know it is the desire of each one of you to take whatever action is necessary regardless of inconvenience and cost to yourself to meet the needs of our people. After considerable experience with storm emergencies, your Honorable Body has in recent years pursued the policy of creating a special fund in the charge of the Governor to meet such situations. Those funds have been handled efficiently and effectively through the Adjutant General's office at the direction of the Governor, and, I believe, to the satisfaction of all.

It now occurs to me that if your membership desires to escape the burdens of these special meetings you might well consider at the next regular session the feasibility of the creation of an emergency fund of whatever amount you chose, say \$1,000,000, which could be utilized by a Board consisting of possibly the Governor, Attorney General and Tax Commissioner, when conditions demanding prompt action occur.

Personally, I should prefer as Governor and as a citizen to have the people's representatives come in whenever emergency conditions befall our state. I think action by the Legislature in such instances is desirable. The cost of these special sessions is very low and the only objectionable feature that I see is the undue burden which it throws upon the membership.

Possibly a better solution than the creation of an emergency fund would be to pay adequate salaries to the members of our Legislature. Such Nebraska has never done, and while I do not feel the salaries proposed under the Constitutional Amendment to be submitted this fall are adequate, nevertheless they are a great forward step and, accordingly, I urge all of our citizens to support the amendment which would raise the salaries of our state senators and

I urge that support in the interest of better government for Nebraska.

I trust that your deliberations will be productive of good for the people of our great state and I wish for each of you the most pleasant stay in Lincoln during this period of service. I trust that all of you will find it possible to avail yourselves of the opportunity to visit Nebraska's truly great State Fair which will be in full swing during part of the time you are in session.

I assure you of my desire and that of all members of the Executive Branch and employees of the State Government to assist you in every way possible not alone during this session but throughout your term as members of our State Legislature.

The committee escorted the Governor from the Legislative Chamber.

Communications

Letter from Roy A. Sheaff, President of the Lancaster County Young Republicans, inviting the members of the Legislature to a meeting of the Lancaster County Young Republicans tonight at the Cornhusker Hotel.

Communication addressed to the Secretary of State, dated August 9, 1952, from Randal F. Dickey, Chairman of the Assembly Interim Committee on Conservation, Planning and Public Works of the California Legislature, enclosing a copy of a resolution adopted by the California Legislature relative to the financing of the Nation's highways. The resolution was referred to the Committee on Public Works.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 1. By O. H. Person of Saunders

A bill for an act relating to livestock; to authorize the Department of Agriculture and Inspection to purchase test animals for use in connection with the treatment, suppression, and eradication of any livestock disease; and to declare an emergency.

LEGISLATIVE BILL 2. By O. H. Person of Saunders

A bill for an act relating to animals; to provide a formula for reimbursement by the State of Nebraska to owners of swine affected with vesicular exanthema; to define terms; to prohibit the importation of certain swine; to provide for forfeiture; to provide a penalty; to provide certain powers for the Department of Agriculture and Inspection; and to declare an emergency.

LEGISLATIVE BILL 3. By Arthur Carmody, Chairman, Budget Committee

A bill for an act relating to animals; to provide for a revolving fund for the purchase of test animals for use of the Department of Agriculture and Inspection in connection with the treatment, suppression, and eradication of any livestock disease; to provide for an appropriation; and to declare an emergency.

LEGISLATIVE BILL 4. By O. H. Person of Saunders

A bill for an act relating to animals; to define terms; to make it unlawful to feed garbage to animals except when heated to a prescribed temperature; to provide for the Department of Agriculture and Inspection to promulgate rules and regulations; to provide for exemptions; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 5. By Arthur Carmody, Chairman, Budget Committee

A bill for an act to appropriate the sum of two hundred thousand dollars to the Department of Agriculture and Inspection in order (1) to purchase swine infected with the disease of vesicular exanthema, and (2) to pay indemnities and expenses in connection with the eradication of such disease; and to declare an emergency.

LEGISLATIVE BILL 6. By Arthur Carmody, Chairman, Budget Committee

A bill for an act to provide for the compensation of employees, mileage of members, and for supplies and other incidental expenses incurred during the Sixty-fourth (Extraordinary) Session of the Legislature of the State of Nebraska; to appropriate the sum of two thousand dollars and the unexpended balance in Auditor Account No. S345 therefor; and to declare an emergency.

LEGISLATIVE BILL 7. By Charles F. Tvrdik, Chairman, Revenue Committee, Wm. Hern of Dawes, Frank Nelson of Holt.

A bill for an act relating to revenue and taxation; to provide for the refunding of taxes levied during the calendar year 1951 and collected during the period November 1, 1951 to June 30, 1952 by all governmental subdivisions in all cases where such tax or part thereof was invalid for the reason that it was levied or assessed for an illegal or unauthorized purpose or for any other reason except as set forth in section 77-1729, Reissue Revised Statutes of Nebraska, 1943; to provide a period of time for filing claims for refund of such taxes and with whom filed; to provide procedure for filing a claim, allowance and payment thereof; to provide for disposition of any tax money as may have been retained in a special fund, undistributed by a county treasurer and not claimed within the period provided in this act; and to declare an emergency.

LEGISLATIVE BILL 8. By Herbert J. Duis of Dawson, Thomas H. Adams of Lancaster, Wm. Hern of Dawes

A bill for an act to amend section 68-206, Reissue Revised Statutes of Nebraska, 1943, relating to old age assistance; to increase the maximum amount that may be paid each month to the recipients of old age assistance; to repeal the original section; and to declare an emergency.

MOTION—Suspend Rules—General File

Mr. President: I move that the rules be suspended and L. B. 1 be placed on General File. (Signed) O. H. Person

The motion lost with 26 ayes, 13 nays and 4 not voting.

MOTION—Suspend Rules

Mr. President: I move that the rules be suspended and all bills be referred to committees. (Signed) Dwight W. Burney

The motion prevailed with 37 ayes, 0 nays and 6 not voting.

MOTION—Election of Speaker

Mr. President: I move that we vote on a candidate for Speaker. (Signed) Earl J. Lee

The motion prevailed.

Nominating Ballot for Speaker:

Otto J. Prohs	19
Robert McNutt	2
Harry L. Pizer	5
Dwight W. Burney	1
Arthur Carmody	2
Charles F. Tvrdik	8

MOTION—To Make Unanimous

Mr. President: I move that the rules be suspended and that the unofficial ballot be made official and the vote for Mr. Prohs be made unanimous. (Signed) Charles F. Tvrdik

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

Mr. Prohs expressed his appreciation for the honor extended to him.

Mr. John Adams Presiding

The Legislature was at ease from 2:10 to 2:20 p.m.

Mr. Warner Presiding

Bills Referred to Standing Committee

L. B. Committee

1.....	Public Health and Miscellaneous Subjects
2.....	Public Health and Miscellaneous Subjects
3.....	Budget
4.....	Public Health and Miscellaneous Subjects
5.....	Budget
6.....	Budget
7.....	Revenue
8.....	Miscellaneous Appropriations and Claims

MOTION—Suspend Rules—General File

Mr. President: I move that the rules be suspended and L. B. 8 be placed on General File. (Signed) Herbert J. Duis

The motion lost with 20 ayes, 14 nays and 9 not voting.

MOTION—Supplies

Mr. President: I move that the Clerk be authorized to furnish supplies for the Legislature. (Signed) J. E. Beaver

The motion prevailed with 36 ayes, 0 nays and 7 not voting.

MOTION—Supplies

Mr. President: I move that the Clerk furnish the new member, George Frazier, with the Statutes and Session Laws and other usual supplies. (Signed) Dwight W. Burney

The motion prevailed.

MOTION—Suspend Rules—Public Hearings

Mr. President: I move that the rules be suspended and all the bills be set for public hearing on Friday, August 29, at 2 o'clock. (Signed) Charles F. Tvrdik

The motion prevailed with 38 ayes, 0 nays and 5 not voting.

Adjournment

Mr. President: I move that we adjourn until 9 o'clock tomorrow morning. (Signed) Frank Nelson

The motion prevailed and at 2:40 the Legislature adjourned until 9 a.m., Thursday, August 28, 1952.

Hugo F. Srb

Clerk of the Legislature

SECOND DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, August 28, 1952

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by Reverend L. C. Pretty, Director-Chaplain of the Nebraska Lutheran Social Service, Lincoln, Nebraska.

The roll was called and all members were present except Messrs. Cramer, Kreutz, Larkin, Lee, Lillibridge, Shultz and Wellensiek, who were excused.

The Journal for the First Day was approved as corrected.

Adjournment

Mr. President: I move that we adjourn until 1:30 p.m. tomorrow.
(Signed) Charles F. Tvrdik

The motion prevailed, and at 9:20 a.m. the Legislature adjourned until 1:30 p.m., Friday, August 29, 1952.

Hugo F. Srb

Clerk of the Legislature

THIRD DAY

Legislative Chamber, Lincoln, Nebraska

Friday, August 29, 1952

Pursuant to adjournment, the Legislature met at 1:30 p.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Cramer, Kreutz and Larkin, who were excused.

The Journal for the Second Day was approved.

Members Excused

Senators Lusienski and Frazier were excused for Saturday, August 30.

Senators Babcock, Brown and Kotouc were excused for Saturday and Monday, August 30 and September 1.

Senator Hern was excused for Saturday, Monday and Tuesday, August 30, September 1 and 2.

Senator Williams was excused for Monday, September 1.

Senators Syas and Tvrdik were excused for Tuesday, September 2.

MOTION—Roll Call

Mr. President: I move that roll call be had of those who will be present Saturday, August 30. (Signed) Herbert J. Duis

The motion prevailed, and the roll showed that 24 members would be present on Saturday.

Visitors

Senator Syas introduced his father, Mr. William Owen Syas, and a neighbor and friend, Mrs. Adelbert Paulson, both of Omaha, Nebraska.

Announcement

Senator Pohlman, as a member of the State Board of Agriculture, invited the members of the Legislature to be the guests of the State Board of Agriculture at the Nebraska State Fair on Tuesday evening and Thursday afternoon.

Visitors

Senator Vogel introduced Dr. John P. Senning, who, in turn, introduced a delegation from the Ryukyu Islands. They were: Tsumichiyo Asato, Legislator; Kitatsu Kawamae, mayor of Yonagusuku; Yuhei Izumi, deputy chief executive of the Ryukyu Legislature; Masahiko Kuba, finance officer; and Minoru Shinoda, interpreter.

MOTION—Recess

Mr. President: I move that the Legislature recess until 4 o'clock until hearings on L. B. 1 thru L. B. 8 are completed. (Signed) Richard D. Marvel.

The motion prevailed, and at 2:00 p.m. the Legislature recessed until 4:00 p.m.

After Recess

The Legislature reconvened at 4:50 p.m., President Warner presiding.

The roll was called and all members were present except Messrs. Cramer, Kotouc, Kreutz, Larkin and Lusienksi, who were excused.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL 1. Placed on General File.
LEGISLATIVE BILL 2. Placed on General File.
LEGISLATIVE BILL 4. Placed on General File.

Budget

LEGISLATIVE BILL 3. Placed on General File.
LEGISLATIVE BILL 6. Placed on General File as amended.

Standing Committee amendments to L. B. 6:

1. Amend page 2 of the bill, section 1, line 3 by striking "No. S345" and inserting in lieu thereof "Nos. S3, S4, and S5".

2. Amend the title of the bill, line 8 by striking "No. S345" and inserting in lieu thereof "Nos. S3, S4, and S5".

(Signed) Arthur Carmody, Chairman

LEGISLATIVE BILL 5. Placed on General File.

Revenue

LEGISLATIVE BILL 7. Placed on General File as amended.

Standing Committee amendments to L. B. 7:

(1) Amend page 2 of the bill, section 1, by striking lines 14 to 18 and inserting in lieu thereof the following:

"the treasurer of the county in whose hands such taxes remained undis-

(2) Amend page 2 of the bill, section 1, lines 24 and 25 by striking the following:

"city, village, township, district or other subdivision"

(3) Amend page 3 of the bill, section 2, by striking lines 5 and 6 and inserting in lieu thereof the following:

"against the county, who shall pass upon the"

(4) Amend the title of the bill, lines 5 and 6 by striking "by all governmental subdivisions"

(5) Amend the title of the bill, line 10 by inserting after the figures "1943" the following:

", and has been undistributed, unapportioned, and undisposed of;"

(6) Amend page 2 of the bill, section 1, line 12 by striking the words "120" and insert in lieu thereof the following:

"two hundred and forty"

(Signed) Charles F. Tvrdik, Chairman

Miscellaneous Appropriations and Claims

LEGISLATIVE BILL 8. Placed on General File as amended.

Standing Committee amendment to L. B. 8:

1. Strike the Emergency Clause.

(Signed) C. C. Lillibridge, Chairman

MOTION—Consider Bills on General File

Mr. President: I move that we take up bills on General File.
(Signed) Wm. Hern

The motion prevailed.

MOTION—Flowers

Mr. President: I move that the Legislature send flowers to Senator Larkin's wife. (Signed) Herbert J. Duis

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 2. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 4. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 3. Read and considered.

Advanced to E and R for review.

Motion of Senator Wellensiek to recess until 8:30 p.m. was defeated.

LEGISLATIVE BILL 6.

Mr. Carmody asked unanimous consent to waive the reading of the bill. No objections.

Standing Committee amendments found in the Legislative Journal for this day were adopted.

Advanced to E and R for review.

LEGISLATIVE BILL 5. Read and considered.

Advanced to E and R for review.

LEGISLATIVE BILL 7.

Mr. Tyrdik asked unanimous consent to waive the reading of the bill. No objections.

Standing Committee amendments found in the Legislative Journal for this day were adopted.

Mr. Nelson offered the following amendment, which was adopted with 29 ayes, 6 nays and 8 not voting.

1. Amend page 3 of the bill, section 3, by striking all of lines 19 to 27, inclusive, and inserting in lieu thereof the following:

"be paid to the school district treasurer of the tax payer's district from which the tax was collected as to which no demand for refund has been filed by the taxpayer." and amend the title accordingly.

Advanced to E and R for review.

LEGISLATIVE BILL 8.

Mr. Duis asked unanimous consent to waive the reading of the bill. No objections.

Standing Committee amendment found in the Legislative Journal for this day lost.

Mr. Lillibridge offered the following amendment, which was adopted:

I move to amend L. B. 8 to provide that the act shall become effective October 1, 1952, and amend the title accordingly.

Mr. Klaver offered the following amendment, which was adopted with 19 ayes, 17 nays and 7 not voting.

Amend page 2 of the bill, section 1, line 11 by striking the word "*sixty*" and inserting in lieu thereof the words "*sixty-five*".

Advanced to E and R for review.

Members Excused

Senators Cole, Shultz and Wilson were excused for Saturday and Monday, August 30 and September 1.

Senators Marvel and Shalla were excused for Saturday and Tuesday, August 30 and September 2.

Senator Carmody was excused for Monday and Tuesday, September 1 and 2.

Adjournment

At 7:40 p.m., on a motion by Mr. Prohs, the Legislature adjourned until 3 p.m., Tuesday, September 2, 1952.

Hugo F. Srb

Clerk of the Legislature

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska

Tuesday, September 2, 1952

Pursuant to adjournment, the Legislature met at 3:00 p.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. Babcock, Carmody, Hern, Kreutz, Pohlman, Shalla, Shultz and Wilson, who were excused.

Members Excused

Messrs. Babcock, Peterson and Williams were excused for Wednesday, September 3.

Messrs. Syas and Tvrdik were excused for Wednesday and Thursday, September 3 and 4.

The Journal for the Third Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

- LEGISLATIVE BILL 1. Placed on Select File.
- LEGISLATIVE BILL 2. Placed on Select File.
- LEGISLATIVE BILL 3. Placed on Select File.
- LEGISLATIVE BILL 4. Placed on Select File as amended.

E and R amendment to L. B. 4: .

1. Amend the bill, section 3, by striking the word "or" at the end of line 2.

LEGISLATIVE BILL 5. Placed on Select File.

LEGISLATIVE BILL 6. Placed on Select File.

LEGISLATIVE BILL 7. Placed on Select File as amended.

E and R amendment to L. B. 7:

1. Amend Standing Committee Amendments adopted August 29, 1952 by removing the underscoring from the stricken matter in amendments 1, 2, and 3; by inserting a comma before the word "city" in line 3 of amendment 2; by striking the underscoring in the stricken matter and by striking the semicolon at the end of line 3 in amendment 5; by striking the figure "120" in line 2 and inserting the words "one hundred twenty" in amendment 6; by removing the underscoring from the stricken matter in amendment 6.

LEGISLATIVE BILL 8. Placed on Select File as amended.

E and R amendment to L. B. 8:

1. Amend page 2 of the bill, section 1, by striking the Lillibridge and Klaver amendments adopted August 29, 1952, and in line 11 by striking the new matter and reinstating the old matter.

2. Amend page 2 of the bill, section 1, line 10 by striking the word "In" and inserting in lieu thereof "*In Until October 1, 1952, in*" and in line 13 after the word "assistance" insert "*, and beginning October 1, 1952, in no case shall more than sixty-five dollars nor less than five dollars per month be paid to any such person as assistance*".

(Signed) J. E. Beaver, Chairman

RESOLUTION

LEGISLATIVE RESOLUTION 1. Re: Legislation relating to the responsibility of relatives of Old Age Assistance Recipients to contribute to the support of their aged relatives.

Introduced by W. J. Williams of Buffalo.

WHEREAS the Legislature of Nebraska has under consideration L. B. No. 8, relating to Old Age Assistance, and

WHEREAS the Legislature in previous sessions has enacted legislation relating to the responsibility of relatives of Old Age Assistance Recipients to contribute to the support of their aged relatives; and

WHEREAS it has come to the attention of this legislature that where the aged person has relatives who are financially responsible for the support of an aged person; but that such relatives refuse to support such aged person, that the agency or agencies administering old age assistance have removed such recipients from assistance rolls regardless of whether or not such relatives are actually meeting their obligation of such support, causing some aged persons of this State in a position of extreme need and hardship during the time that litigation is in progress to force such relatives to meet their obligation of support, and

WHEREAS it has also come to the attention of this legislature that certain letters asking the most confidential information are being mailed to relatives of old age assistance recipients with threats and intimidations that the recipients will be taken off the assistance rolls immediately if replies with all confidential information is not received in 30 days and that old age recipients have been taken off when replies have not been received or letters returned because of wrong addresses, though through no fault of the recipients, and

WHEREAS it was never the intention of this legislature to penalize the aged of this State for the failure of their relatives to support them in those cases by law required, nor to deny them necessary food, clothing and housing during the time when they should be supported by relatives who are liable for such support.

NOW THEREFORE BE IT RESOLVED that this legislature go on record directing those agencies administering Old Age Assistance laws that the aged of this State shall not be placed in need or want because of a failure of relatives to support them as required by law; that assistance to the aged will not be suspended during the pendency of litigation to require the relatives to support the recipient, as required by the laws of this State; and that a recipient will not be barred from receiving assistance because of failure of relatives to support them as may be required by the laws of this state.

Visitors

Mr. Wellensiek introduced Mr. Wm. Boeka, Mr. Loyd Boeka and Mr. Otto M. Albertson.

MOTION—Suspend Rules

Mr. President: I move that we suspend the rules and consider the bills on Select File. (Signed) J. E. Beaver

The motion prevailed with 34 ayes, 0 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 1. Advanced to E and R for engrossment.
LEGISLATIVE BILL 4.

Mr. Lee asked unanimous consent to consider L. B. 4 ahead of L. B. 2 and L. B. 3.

Objection by Mr. Vogel.

Mr. Lee moved to consider L. B. 4 ahead of L. B. 2 and L. B. 3.

Motion prevailed with 30 ayes, 1 nay and 12 not voting.

Enrollment and Review amendments adopted.

Lee motion to strike the emergency clause in the bill and title adopted by unanimous consent.

Mr. Person moved to advance to E and R for engrossment.

Mr. Metzger moved to indefinitely postpone.

Mr. Kotouc moved the previous question. The motion prevailed with 23 ayes, 5 nays and 15 not voting.

Metzger motion to indefinitely postpone lost with 6 ayes, 22 nays and 15 not voting.

Mr. Williams offered the following unanimous consent amendment:

Amend Bill No. 4, Page 2, Line 8, after word "household" add "and own place of business".

Objection by Mr. Syas.

Motion by Mr. Williams to return to General File for the amendment listed above.

Motion lost.

Mr. Person's motion to advance to E and R for engrossment adopted.

LEGISLATIVE BILL 2. Advanced to E and R for engrossment.
LEGISLATIVE BILL 3. Advanced to E and R for engrossment.
LEGISLATIVE BILL 5. Advanced to E and R for engrossment.
LEGISLATIVE BILL 6. Advanced to E and R for engrossment.
LEGISLATIVE BILL 7. E and R amendments found in this day's Journal adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 8. E and R amendments found in this day's Journal adopted.

Mr. Burney moved to return to General File for the following specific amendment:

Striking the word "sixty-five" in Section one, line eleven of the amendments to the original bill and inserting "sixty".

Mr. Klaver requested a record vote.

Voting in the affirmative, 25:

Beaver	Frazier	McNutt	Peterson
Bridenbaugh	Kotouc	Marvel	Pohlman
Brown	Lee	Metzger	Prohs
Burney	Liebers	Moulton	Syas
Cole	Lillibridge	Nelson	Vogel
Diers	Lusienski	Person	Wellensiek
Duis			

Voting in the negative, 8:

Adams, J.	Carson	Klaver	Pizer
Adams, T.	Hill	Larkin	Tvrđik

Not voting, 10:

Babcock	Hern	Shalla	Williams
Carmody	Kreutz	Shultz	Wilson
Cramer	Lindgren		

GENERAL FILE

LEGISLATIVE BILL 8.

Mr. Burney's specific amendments shown above were adopted with 31 ayes, 0 nays and 12 not voting.

Advanced to E and R for review.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 8. Placed on Select File.

(Signed) John E. Beaver, Chairman

SELECT FILE

LEGISLATIVE BILL 8.

Mr. Tvrđik's motion to suspend the rules and advance to E and R for engrossment prevailed with 32 ayes, 0 nays and 11 not voting.

Adjournment

At 6:30 p.m. on a motion by Mr. Kotouc, the Legislature adjourned until 10 a.m., Wednesday, September 3, 1952.

Hugo F. Srb

Clerk of the Legislature

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska

Wednesday, September 3, 1952

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Prohs presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. T. Adams, Babcock, Carmody, Hern, Klaver, Kreutz, Lillibridge, Peterson, Tvrdik, Williams and Wilson, who were excused.

The Journal for the Fourth Day was approved as corrected.

Communications

Communication from Russell P. Howard dealing with engineering research in connection with the disposal of municipal refuse, which communication was addressed to the Governor's office and referred to the Legislature. The communication was referred to the Committee on Public Health and Miscellaneous Subjects.

STANDING COMMITTEE REPORTS

Enrollment and Review

- LEGISLATIVE BILL 1. Correctly engrossed.
- LEGISLATIVE BILL 2. Correctly engrossed.
- LEGISLATIVE BILL 3. Correctly engrossed.
- LEGISLATIVE BILL 4. Correctly engrossed.
- LEGISLATIVE BILL 5. Correctly engrossed.
- LEGISLATIVE BILL 6. Correctly engrossed.

LEGISLATIVE BILL 7. Correctly engrossed.

LEGISLATIVE BILL 8. Correctly engrossed.

(Signed) J. E. Beaver, Chairman

Members Excused

Messrs. Cramer and Wellensiek were excused for Thursday, September 4, 1952.

Adjournment

At 10:12 a.m., on a motion by Mr. Kotouc, the Legislature adjourned until 10 a.m., Thursday, September 4, 1952.

Hugo F. Srb

Clerk of the Legislature

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska

Thursday, September 4, 1952

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Messrs. J. Adams, Babcock, Cramer, Klaver, Kreutz, Larkin, McNutt, Shalla, Shultz, Syas, Tvrdik and Wellensiek, who were excused.

The Journal for the Fifth Day was approved.

Communications

Communication addressed to Senator Hern from R. W. Laing, City Manager, Alliance, Nebraska, opposing L. B. 4. Communication referred to the Committee on Public Health and Miscellaneous Subjects.

Invitations

Invitation from Mayor Victor Anderson of Lincoln to the members of the Legislature to attend a dinner this evening at the University Club.

Mr. Lee, on behalf of the Committee on Nebraskans for the Six Constitutional Amendments, invited the members of the Legislature to a luncheon this noon at the Persian Room in the Cornhusker Hotel.

Announcements

Mr. Williams announced that there would be a meeting of the Old Age Assistance Committee in the Legislative Council rooms as soon as the Legislature adjourned today.

Mr. Burney announced that there would be a meeting of the Executive Board of the Legislative Council in the office of the Legislative Council immediately following the adjournment of the Legislature today.

RESOLUTIONS**LEGISLATIVE RESOLUTION 1.**

L. R. 1 failed to pass with 2 ayes, 24 nays and 17 not voting.

Unanimous Consent

Mr. Prohs asked unanimous consent that the order of the bills on final reading be changed to correspond with the order of the bills when they were on Select File. No objection. So ordered.

Visitors

Mr. Hern introduced former State Senators Harry A. Foster and William J. Norman of Omaha, who addressed the Legislature briefly.

Adjournment

At 10:40 a.m., on a motion by Mr. Beaver, the Legislature adjourned until 9 a.m., Friday, September 5, 1952.

Hugo F. Srb

Clerk of the Legislature

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska

Friday, September 5, 1952

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Warner presiding.

Prayer was offered by the Chaplain.

The roll was called and all members were present except Mr. Kreutz, who was excused.

The Journal for the Sixth Day was approved.

Communications

Telegram from Mayor Glenn Cunningham, Omaha, Nebraska, addressed to Mr. Klaver, relative to L. B. 4.

1952 Sep 3 PM 8 57

George Syas
Care Hugo Srb Clerk of Legislative
State Capitol Bldg.
Lincoln, Nebr.

Vesicular exanthema was diagnosed in two lots of hogs in South Dakota on July 25, 1952. The owners were willing to appraise and slaughter these hogs in the interest of eradication of VE and to accept indemnity $\frac{1}{2}$ or $\frac{1}{3}$ from Federal Govt. and $\frac{1}{2}$ or $\frac{1}{3}$ from State of S. Dak. when and if the state funds are made available by law. All exposed and infected hogs were disposed of Aug. 27 and 28, 1952.

R. S. Robinson, State Vet
Pierre, S. Dakota

Mr. Syas asked unanimous consent that the foregoing telegram be made a part of this day's Journal.

Mr. Liebers asked unanimous consent that the following be made a part of this day's Journal.

Dr. Anderson's telephone conversation with Dr. Neil Plank, assistant in Dr. Robinson's office, Pierre, South Dakota, September 3, 1952.

On July 25th or 26th Vesicular Exanthema was diagnosed in two lots of hogs. One lot of 3700 in the Sioux Falls Serum Plant farm and 230 or 240 at the garbage plant farm. There were approximately 4,000 head altogether. Hogs were quarantined and tested to be sure it was not foot-and-mouth disease. Owner of these two lots of hogs agreed to butcher these hogs if federal government would pay one-half or one-third and the State of South Dakota one-half or one-third between the salvage returns and the appraisal. After funds were made available by law, they were butchered by Morrells under federal inspection August 27th and 28th. Hogs over 104 went into tannage and those less than that passed for cooking according to regulations. Quarantine regulations were changed to allow breeders to move hogs, butcher hogs to be killed at locker plants and cleaning and disinfection of all trucks.

(Signed) O. H. Liebers

Communication addressed to Lt. Governor Charles Warner from Douglas M. Boyd, Sidney, Nebraska, expressing opposition to L. B. 4. Communication referred to the Committee on Public Health and Miscellaneous Subjects.

Visitors

Mr. Duis introduced Mr. and Mrs. Harm Garrelts and family of Dawson County.

Mr. Pizer introduced Mr. and Mrs. Leo Wolf and Mr. and Mrs. Raymond Guzelman of Frontier County.

Mr. Lindgren introduced Mr. and Mrs. Leslie Warnken of Hildreth, Nebraska.

Mr. Beaver introduced Dr. John P. Senning, who, in turn, introduced the following: Mr. Gempo Hirayama, Deputy Speaker of

the Legislature of the Ryukyu Islands; Mr. Masaru Miyasato, Director of Finance Department of the Ryukyu Islands; Mr. Masayoshi Harakuni, Director of Transportation Department of the Ryukyu Islands; and Mr. Peter Alexander Berton, Interpreter, Institute of International Education, New York.

Mr. Frazier introduced his wife to the members of the Legislature.

MOTION—Suspend Rules

Mr. President: I move that the rules be suspended and we proceed to vote on bills on final reading. (Signed) Earl J. Lee

The motion prevailed with 40 ayes, 0 nays and 3 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1. With emergency.

A bill for an act relating to livestock; to authorize the Department of Agriculture and Inspection to purchase test animals for use in connection with the treatment, suppression, and eradication of any livestock disease; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams, T.	Duis	Lindgren	Pohlman
Babcock	Frazier	Lusienski	Prohs
Beaver	Hern	McNutt	Shalla
Bridenbaugh	Hill	Marvel	Shultz
Brown	Klaver	Metzger	Syas
Burney	Kotouc	Moulton	Tvrdik
Carmody	Larkin	Nelson	Vogel
Carson	Lee	Person	Wellensiek
Cole	Liebers	Peterson	Williams

Cramer
Diers

Lillibridge

Pizer

Wilson

Voting in the negative, 0.

Not voting, 2:

Adams, J.

Kreutz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return to Select File

Mr. President: I move that L. B. 4 be returned to Select File for the following specific amendment:

“Strike the enacting clause”. (Signed) Charles F. Tvrdik

Mr. Carmody moved the previous question. The motion prevailed with 35 ayes, 0 nays and 8 not voting.

Mr. Tvrdik's motion to return L. B. 4 to Select File for a specific amendment lost with 12 ayes, 19 nays and 12 not voting.

LEGISLATIVE BILL 4.

A bill for an act relating to animals; to define terms; to make it unlawful to feed garbage to animals except when heated to a prescribed temperature; to provide for the Department of Agriculture and Inspection to promulgate rules and regulations; to provide for exemptions; to provide penalties.

Whereupon, the President stated: “All provisions of law relative to procedure having been complied with, the question is, ‘Shall the bill pass?’ ”

Voting in the affirmative, 27:

Adams, T.

Diers

Lillibridge

Pizer

Bridenbaugh	Duis	Lindgren	Pohlman
Brown	Frazier	Lusienski	Prohs
Burney	Hill	McNutt	Shalla
Carmody	Kotouc	Marvel	Shultz
Cole	Lee	Nelson	Wellensiek
Cramer	Liebers	Person	

Voting in the negative, 14:

Adams, J.	Klaver	Peterson	Vogel
Babcock	Larkin	Syas	Williams
Carson	Metzger	Tvrdik	Wilson
Hern	Moulton		

Not voting, 2:

Beaver	Kreutz
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 2. With emergency.

A bill for an act relating to animals; to provide a formula for reimbursement by the State of Nebraska to owners of swine affected with vesicular exanthema; to define terms; to prohibit the importation of certain swine; to provide for forfeiture; to provide a penalty; to provide certain powers for the Department of Agriculture and Inspection; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams, J.	Diers	Lillibridge	Pizer
Adams, T.	Duis	Lindgren	Pohlman
Babcock	Frazier	Lusienski	Prohs
Beaver	Hern	McNutt	Shalla
Bridenbaugh	Hill	Marvel	Shultz
Brown	Klaver	Metzger	Tvrdik
Burney	Kotouc	Moulton	Wellensiek
Carmody	Lee	Nelson	Williams

Cole	Liebers	Person	Wilson
Cramer			

Voting in the negative, 3:

Carson	Peterson	Syas
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Not voting, 3:

Kreutz	Larkin	Vogel
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A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 3. With emergency.

A bill for an act relating to animals; to provide for a revolving fund for the purchase of test animals for use of the Department of Agriculture and Inspection in connection with the treatment, suppression, and eradication of any livestock disease; to provide for an appropriation; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 37:

Adams, J.	Cramer	Liebers	Peterson
Adams, T.	Diers	Lillibridge	Pizer
Babcock	Duis	Lindgren	Pohlman
Beaver	Frazier	Lusienski	Prohs
Bridenbaugh	Hern	McNutt	Shalla
Brown	Hill	Marvel	Shultz
Burney	Klaver	Moulton	Wellensiek
Carmody	Kotouc	Nelson	Williams
Carson	Lee	Person	Wilson
Cole			

Voting in the negative, 0.

Not voting, 6:

Kreutz	Metzger	Tvrdik	Vogel
Larkin	Syas		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 5. With emergency.

A bill for an act to appropriate the sum of two hundred thousand dollars to the Department of Agriculture and Inspection in order (1) to purchase swine infected with the disease of vesicular exanthema, and (2) to pay indemnities and expenses in connection with the eradication of such disease; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adams, T.	Diers	Lindgren	Pohlman
Babcock	Frazier	Lusienski	Prohs
Beaver	Hern	McNutt	Shalla
Bridenbaugh	Hill	Marvel	Shultz
Brown	Klaver	Moulton	Tvrdik
Burney	Kotouc	Nelson	Wellensiek
Carmody	Lee	Person	Williams
Cole	Liebers	Pizer	Wilson
Cramer	Lillibridge		

Voting in the negative, 4:

Carson	Duis	Peterson	Syas
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Not voting, 5:

Adams, J.	Larkin	Metzger	Vogel
Kreutz			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 6. With emergency.

A bill for an act to provide for the compensation of employees, mileage of members, and for supplies and other incidental expenses incurred during the Sixty-fourth (Extraordinary) Session of the Legislature of the State of Nebraska; to appropriate the sum of two thousand dollars and the unexpended balance in Auditor Account Nos. S3, S4, and S5 therefor; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 41:

Adams, J.	Duis	Lindgren	Pohlman
Adams, T.	Frazier	Lusienski	Prohs
Babcock	Hern	McNutt	Shalla
Beaver	Hill	Marvel	Shultz
Bridenbaugh	Klaver	Metzger	Syas
Brown	Kotouc	Moulton	Tvrdek
Burney	Larkin	Nelson	Vogel
Carmody	Lee	Person	Wellensiek
Carson	Liebers	Peterson	Williams
Cole	Lillibridge	Pizer	Wilson
Diers			

Voting in the negative, 1:

Cramer

Not voting, 1:

Kreutz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 7. With emergency.

A bill for an act relating to revenue and taxation; to provide for the refunding of taxes levied during the calendar year 1951

and collected during the period November 1, 1951 to June 30, 1952 in all cases where such tax or part thereof was invalid for the reason that it was levied or assessed for an illegal or unauthorized purpose or for any other reason except as set forth in section 77-1729, Reissue Revised Statutes of Nebraska, 1943, and has been undistributed, unapportioned, and undisposed of; to provide a period of time for filing claims for refund of such taxes and with whom filed; to provide procedure for filing a claim, allowance and payment thereof; to provide for disposition of any tax money as may have been retained in a special fund, undistributed by a county treasurer and not claimed within the period provided in this act; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams, J.	Diers	Lindgren	Pohlman
Adams, T.	Duis	Lusienski	Prohs
Babcock	Frazier	McNutt	Shalla
Beaver	Hern	Marvel	Shultz
Bridenbaugh	Hill	Metzger	Syas
Brown	Klaver	Moulton	Tyrdik
Burney	Kotouc	Nelson	Vogel
Carmody	Larkin	Person	Wellensiek
Carson	Lee	Peterson	Williams
Cole	Liebers	Pizer	Wilson
Cramer	Lillibridge		

Voting in the negative, 0.

Not voting, 1:

Kreutz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 8. With emergency.

A bill for an act to amend section 68-206, Reissue Revised

Statutes of Nebraska, 1943, relating to old age assistance; to increase the maximum amount that may be paid each month to the recipients of old age assistance; to repeal the original section; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 42:

Adams, J.	Diers	Lindgren	Pohlman
Adams, T.	Duis	Lusienski	Prohs
Babcock	Frazier	McNutt	Shalla
Beaver	Hern	Marvel	Shultz
Bridenbaugh	Hill	Metzger	Syas
Brown	Klaver	Moulton	Tvrdik
Burney	Kotouc	Nelson	Vogel
Carmody	Larkin	Person	Wellensiek
Carson	Lee	Peterson	Williams
Cole	Liebers	Pizer	Wilson
Cramer	Lillibridge		

Voting in the negative, 0.

Not voting, 1:

Kreutz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Prohs introduced Mr. and Mrs. Max Cooper of Gering, Nebraska.

Expression of Appreciation

Mr. Larkin expressed his appreciation and that of his wife for the flowers sent to her at the hospital.

Announcements

Mr. Vogel announced that there would be a meeting of the Highway Committee immediately following the adjournment of the Legislature today.

Mr. McNutt announced that there would be a meeting of the School Lands Committee immediately after the Legislature adjourned today.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1. Correctly enrolled.
LEGISLATIVE BILL 2. Correctly enrolled.
LEGISLATIVE BILL 3. Correctly enrolled.
LEGISLATIVE BILL 4. Correctly enrolled.
LEGISLATIVE BILL 5. Correctly enrolled.
LEGISLATIVE BILL 6. Correctly enrolled.
LEGISLATIVE BILL 7. Correctly enrolled.
LEGISLATIVE BILL 8. Correctly enrolled.

(Signed) J. E. Beaver, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed:

L. B. 1	L. B. 4	L. B. 7
L. B. 2	L. B. 5	L. B. 8
L. B. 3	L. B. 6	

Explanation of Vote

Mr. President: I was called out of the Chamber Tuesday and if I had been here, I would have voted "no" when Legislative Bill 8 was called back to cut out the figures \$65 and insert \$60. (Signed)
W. J. Williams

Speaker Prohs Presiding

MOTION—Employees' Salaries

Mr. President: I move that in the figuring of the salaries of the employees of this session, the schedule of wages for the 1951 session be used. (Signed) Arthur Carmody

The motion prevailed.

REPORT ON SALARIES OF LEGISLATIVE EMPLOYEES**Paid from Special Legislative Funds**

From August 25 to September 6, incl., 1952

Employee	Position	Rate of Pay	Gross Wages
L. T. Fleetwood	Asst. Clerk	\$16.00 da	\$128.00
George Santo	Sgt.-at-arms	7.40 da	59.20
R. C. Johnson	Asst. Sgt.-at-arms	7.00 da	42.00
Ruby Teller Nelson	Postmistress	6.00 da	48.00
E. C. Hansen	Chaplain	4.60 da	32.20
Jo Fisher	Engrossing Clerk	10.50 da	84.00
Hollis S. Thurber	Bookkeeper	8.00 da	72.00
Glendora Hueser	Stenographer	7.60 da	68.40
Jo Ann Hansen	Stenographer	7.60 da	38.00
Paula Williams	Page	5.40 da	45.90
Joy McCaw	Page	5.40 da	37.80
Margaret K. Waggener	Page	5.40 da	32.40
Roberta Hoffman	Page	5.40 da	32.40
F. R. Miller	Clerk, Bill Room	7.40 da	66.60
Carl Hoffman	Asst. Custodian	6.60 da	72.60
Gertrude Tyler	Telephone Operator	6.00 da	54.00
TOTAL			\$913.50

Hugo F. Srb

Clerk of the Legislature

MOTION—Session Laws and Journals

Mr. President: I move that the Clerk of the Legislature be instructed to send to each member of the Legislature, to the Lieutenant Governor and to each authorized member of the Press, assigned to the Legislature of the Sixty-fourth (Extraordinary) Session, a copy of the permanent Legislative Journal of said session and a

copy of the Session Laws passed thereat. (Signed) Karl E. Vogel

The motion prevailed.

MOTION—Approve Journal

Mr. President: I move that the Legislative Journal for the Seventh Day be approved as prepared by the Clerk. (Signed) D. J. Cole

The motion prevailed.

MOTION—Retain Help

Mr. President: I move that the Clerk of the Legislature be directed to retain such help as may be required to check the bills and otherwise complete the business of the office for the Sixty-fourth (Extraordinary) Session of the Legislature. (Signed) J. E. Beaver

The motion prevailed.

Visitor

Mr. Metzger introduced his daughter, Mrs. Neil Hall, to the Legislature.

STANDING COMMITTEE REPORTS

Enrollment and Review

Presented to the Governor for approval September 5, 1952, at 10:30 a.m.

L. B. 1

L. B. 4

L. B. 7

L. B. 2

L. B. 5

L. B. 8

L. B. 3

L. B. 6

(Signed) J. E. Beaver, Chairman

MOTION—Notify the Governor

Mr. President: I move that a committee of five be appointed to wait upon the Governor to advise him that the Legislature has

completed its work and is ready to adjourn and ask him if he has any further message for the Legislature. (Signed) Robert McNutt

The motion prevailed and the President appointed the following members to serve on said committee:

McNutt, chairman; Brown, Pohlman, Bridenbaugh, Frazier

Governor Peterson was escorted to the rostrum and addressed the Legislature.

Statement

Mr. Babcock made a few parting remarks and invited the members of the Legislature to visit him when they are in Denver.

Adjournment

Mr. President: The Sixty-fourth (Extraordinary) Session of the Legislature of Nebraska having finished all business before it, I move that it now adjourn sine die. (Signed) Ray Babcock

The motion prevailed, and at 10:55 a.m., the Legislature adjourned.

Hugo F. Srb

Clerk of the Legislature

STANDING COMMITTEES OF THE LEGISLATURE

Sixty-fourth (Extraordinary) Session

(August 27-September 5, 1952)

AGRICULTURE—Hern, Chairman

Marvel	Duis	Prohs
Moulton	T. Adams	Williams
Lusienski	Cramer	

BANKING, COMMERCE AND INSURANCE—Babcock, Chairman

Kotouc	Brown	McNutt
Diers	Wellensiek	Beaver
Kreutz	Frazier	

BUDGET—Carmody, Chairman

Liebers	Pizer	Bridenbaugh
Syas	Hill	Peterson
Burney	Shultz	

EDUCATION—Cramer, Chairman

Marvel	Duis	Prohs
Moulton	T. Adams	Williams
Lusienski	Hern	

GOVERNMENT—Vogel, Chairman

Lindgren	Klaver	Cole
Kreutz	Carson	Nelson
Larkin	Shalla	

JUDICIARY—Wellensiek, Acting Chairman

McNutt	Person	Kotouc
Lee	J. Adams	Beaver
Pohlman	Tvrdik	

LABOR AND PUBLIC WELFARE—Carson, Chairman

Klaver	Shalla	Cole
Vogel	Kreutz	Nelson
Larkin	Lindgren	

MISCELLANEOUS APPROPRIATIONS AND CLAIMS—

Lillibridge, Chairman

Metzger	Frazier	Brown
Babcock	Wilson	Diers

PUBLIC HEALTH AND MISCELLANEOUS SUBJECTS—

Person, Chairman

Carson	Klaver	Lindgren
J. Adams	Cole	Nelson

PUBLIC WORKS—Prohs, Chairman

Hern	Lusienski	Cramer
Marvel	Duis	Williams
Moulton	T. Adams	

REVENUE—Tvrdik, Chairman

Lee	Larkin	Wilson
Pohlman	Metzger	Shalla
Vogel	Lillibridge	

RULES—Lusienski, Chairman

T. Adams	Wilson
J. Adams	Williams

INTERGOVERNMENTAL COOPERATION—Lee, Chairman

Members

Carmody	Burney
Vogel	Babcock

Alternates

Lillibridge	Bridenbaugh
Moulton	Prohs

Tvrdik, delegate at large

Cramer, alternate at large

ENROLLMENT & REVIEW—Beaver, Chairman

MESSAGE FROM GOVERNOR

After adjournment

September 5, 1952

To the President, the Speaker
and Members of the Legislature

Gentlemen:

Governor Peterson has requested me to inform Your Honorable Body that on September 5, 1952, he approved L.B. 1, L.B. 2, L.B. 3, L.B. 4, L.B. 5, L.B. 6, L.B. 7 and L.B. 8.

Respectfully submitted,

(Signed) Donna Lemon
Receptionist

LEGISLATIVE JOURNAL

LEGISLATIVE BILLS

BY ORIGINAL INTRODUCERS

HERBERT J. DUIS

- L.B. 8 Increase in old age assistance

O. H. PERSON

- L.B. 1 Purchase test animals in connection with livestock disease
L.B. 2 Reimbursement to owners of infected swine
L.B. 4 Unlawful to feed raw garbage to animals

LEGISLATIVE BILLS WITH MORE
THAN ONE INTRODUCER

- L.B. 7 Committee on Revenue, Charles F. Tvrdik, Chairman,
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- L.B. 3 Appropriation to purchase test animals
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- L.B. 7 Refunding illegal tax assessment

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- L.B. 5 Appropriation to purchase swine infected with vesicular exanthema
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CERTIFICATE

I, Hugo F. Srb, Clerk of the Legislature, hereby certify that the foregoing is a true and correct copy of the Legislative Journal of the Sixty-fourth (Extraordinary) Session of the Legislature of the State of Nebraska, convened and held in the city of Lincoln, State of Nebraska, August 27, 1952 to September 5, 1952.

(Signed) Hugo F. Srb
Clerk of the Legislature

Lincoln, Nebraska

October 1, 1952

